

EXHIBIT 35

1 IN THE UNITED STATES DISTRICT COURT
2 FOR THE EASTERN DISTRICT OF PENNSYLVANIA

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5 MONIQUE RUSSELL, JASMINE
6 RIGGINS, ELSA M. POWELL, and
7 DESIRE EVANS,

 Plaintiffs, Case No. 18-5629

7 v.

 EDUCATIONAL COMMISSION FOR
8 FOREIGN MEDICAL GRADUATES,
 Defendants.

9 -----

10 Washington, D.C.

11 Friday, September 12, 2019

12 Deposition of JASMINE RIGGINS, a witness
13 herein, called for examination by counsel for the
14 Defendant in the above-entitled matter, pursuant
15 to notice, the witness being duly sworn by Barbara
16 DeVico, a Notary Public in and for the District of
17 Columbia, taken at the offices of MORGAN, LEWIS &
18 BOCKIUS, LLP, 1111 Pennsylvania Avenue,
19 Washington, D.C., at 11:33 a.m.,
20 Thursday, September 12, 2019, and the proceedings
21 being taken down by Stenotype by BARBARA De VICO,
22 CRR, RMR, and transcribed under her direction.

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<p style="text-align: right;">Page 2</p> <p>1 APPEARANCES:</p> <p>2 On Behalf of the Plaintiffs</p> <p>3 CORY L. ZAJDEL, ESQUIRE</p> <p>4 Z LAW, LLC</p> <p>5 2345 York Road, #B-13</p> <p>6 Timonium, MD 21093</p> <p>7</p> <p>8 On behalf of the Defendant:</p> <p>9 BRIAN W. SHAFFER, ESQUIRE</p> <p>10 MORGAN, LEWIS & BOCKIUS, LLP</p> <p>11 1701 Market Street</p> <p>12 Philadelphia, PA 19103-2921</p> <p>13 brian.shaffer@morganlewis.com</p> <p>14</p> <p>15</p> <p>16</p> <p>17 Also Present: Nam Ngo, Videographer</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>	<p style="text-align: right;">Page 4</p> <p>1 PROCEEDINGS</p> <p>2 THE VIDEOGRAPHER: This is the</p> <p>3 start of the videotaped deposition of</p> <p>4 Jasmine Riggins in the matter of Monique</p> <p>5 Russell et al. versus Educational</p> <p>6 Commission for Foreign Medical Graduates</p> <p>7 in the United States District Court for</p> <p>8 the Eastern District of Pennsylvania.</p> <p>9 This deposition is being held at</p> <p>10 Morgan Lewis, 1111 Pennsylvania Avenue, NW</p> <p>11 about, Washington, D.C. on September 12,</p> <p>12 2019, at approximately 11:34 a.m.</p> <p>13 My name is Nam Ngo from Golkow</p> <p>14 Litigation Services, and I'm the legal</p> <p>15 video specialist. The court reporter is</p> <p>16 Barbara DeVico. Would counsel please</p> <p>17 introduce yourself.</p> <p>18 (Attorneys stated their</p> <p>19 appearances for the record.)</p> <p>20 THE VIDEOGRAPHER: Would the court</p> <p>21 reporter please swear in the witness.</p> <p>22 *****</p> <p>23</p> <p>24</p> <p>25</p>																																																
<p style="text-align: right;">Page 3</p> <p>1 TABLE OF CONTENTS</p> <p>2 WITNESSES</p> <table border="0"> <tr> <td>3 WITNESS</td> <td>PAGE</td> </tr> <tr> <td>4 BY MR. SHAFFER</td> <td>5</td> </tr> <tr> <td>5</td> <td></td> </tr> <tr> <td>6</td> <td></td> </tr> <tr> <td>7</td> <td></td> </tr> <tr> <td colspan="2">EXHIBITS</td> </tr> <tr> <td>8</td> <td></td> </tr> <tr> <td>9</td> <td></td> </tr> <tr> <td>10</td> <td></td> </tr> <tr> <td>11</td> <td></td> </tr> <tr> <td>12</td> <td></td> </tr> <tr> <td>13</td> <td></td> </tr> <tr> <td>14</td> <td></td> </tr> <tr> <td>15</td> <td></td> </tr> <tr> <td>16</td> <td></td> </tr> <tr> <td>17</td> <td></td> </tr> <tr> <td>18</td> <td></td> </tr> <tr> <td>19</td> <td></td> </tr> <tr> <td>20</td> <td></td> </tr> <tr> <td>21</td> <td></td> </tr> <tr> <td>22</td> <td></td> </tr> <tr> <td>23</td> <td></td> </tr> <tr> <td>24</td> <td></td> </tr> <tr> <td>25</td> <td></td> </tr> </table>	3 WITNESS	PAGE	4 BY MR. SHAFFER	5	5		6		7		EXHIBITS		8		9		10		11		12		13		14		15		16		17		18		19		20		21		22		23		24		25		<p style="text-align: right;">Page 5</p> <p>1 JASMINE RIGGINS,</p> <p>2 having been called as a witness on behalf of the</p> <p>3 Plaintiffs and having been first duly sworn, was</p> <p>4 examined and testified as follows:</p> <p>5 EXAMINATION BY</p> <p>6 MR. SHAFFER:</p> <p>7 Q. Ms. Riggins, good morning.</p> <p>8 A. Good morning.</p> <p>9 Q. We met very briefly this morning.</p> <p>10 My name is Brian Shaffer. I'm an attorney that</p> <p>11 represents the defendant in a lawsuit that you and</p> <p>12 several other plaintiffs have brought. My client</p> <p>13 is the Educational Commission for Foreign Medical</p> <p>14 Graduates, ECFMG. Do you understand that if I call</p> <p>15 it ECFMG what we're referring to?</p> <p>16 A. Yes.</p> <p>17 Q. Great. We're here to take your</p> <p>18 deposition in connection with the lawsuit that you</p> <p>19 filed in Pennsylvania against ECFMG, correct?</p> <p>20 A. Correct.</p> <p>21 Q. And have you had your deposition</p> <p>22 taken before?</p> <p>23 A. Yes.</p> <p>24 Q. How many times?</p> <p>25 A. Once.</p>
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<p style="text-align: right;">Page 6</p> <p>1 Q. And was that earlier this year?</p> <p>2 A. Yes.</p> <p>3 Q. Okay. Was that in connection with</p> <p>4 another lawsuit that you filed?</p> <p>5 A. Yes.</p> <p>6 Q. And was that a lawsuit that was</p> <p>7 filed in Maryland against Dimensions Healthcare?</p> <p>8 A. Yes.</p> <p>9 Q. And that's the only deposition</p> <p>10 you've ever given besides this one?</p> <p>11 A. Correct.</p> <p>12 Q. Okay. A few ground rules just to</p> <p>13 remind you about how a deposition works.</p> <p>14 The oath that you gave this morning is the</p> <p>15 same one that you would give in a courtroom before</p> <p>16 a judge and a jury.</p> <p>17 Do you understand that?</p> <p>18 A. Yes.</p> <p>19 Q. And we're here to ask you some</p> <p>20 questions and get your best answer and</p> <p>21 understanding as to those questions.</p> <p>22 Do you understand that?</p> <p>23 A. Yes.</p> <p>24 Q. If I ask a question and you don't</p> <p>25 understand what I'm asking, will you tell me that?</p>	<p style="text-align: right;">Page 8</p> <p>1 I'm just trying to make sure there's no confusion</p> <p>2 as to what you meant when you shake your head.</p> <p>3 Is that fair?</p> <p>4 A. Yes.</p> <p>5 Q. We'll take a break at any point that</p> <p>6 you need to today as long as there's not a question</p> <p>7 that's pending. This isn't an endurance contest.</p> <p>8 If you need to take a break for any reason, we'll</p> <p>9 do that, okay?</p> <p>10 A. Okay.</p> <p>11 Q. There are some topics that we may</p> <p>12 talk about today about your personal health that</p> <p>13 may be sensitive or uncomfortable, and I apologize</p> <p>14 for that. I'm not trying to be intrusive. But</p> <p>15 there are certain questions that I may need to ask,</p> <p>16 and I'm going to try to do that as best I can. If</p> <p>17 you feel uncomfortable about that, will you let me</p> <p>18 know?</p> <p>19 A. Yes.</p> <p>20 Q. Thank you.</p> <p>21 Do you have any questions before we begin</p> <p>22 the deposition?</p> <p>23 A. No.</p> <p>24 Q. What did you do to prepare, if</p> <p>25 anything, for coming in here today?</p>
<p style="text-align: right;">Page 7</p> <p>1 A. Yes.</p> <p>2 Q. And I'll be happy to try to correct</p> <p>3 it. That's what I want you to tell me.</p> <p>4 A. Okay.</p> <p>5 Q. If you don't hear me, the court</p> <p>6 reporter can read the question back or I'll repeat</p> <p>7 the question for you. Is that fair?</p> <p>8 A. Sure.</p> <p>9 Q. We're taking your testimony down</p> <p>10 both by the court reporter here that will come in a</p> <p>11 little booklet on a page as well as on a videotape.</p> <p>12 Do you understand that?</p> <p>13 A. Yes.</p> <p>14 Q. It's important that you speak as</p> <p>15 loudly and as clear as you can. We all have little</p> <p>16 microphones, but it will still be easier for</p> <p>17 everyone if you try to speak up. If somebody</p> <p>18 doesn't hear you, I may ask you to repeat yourself</p> <p>19 just so everyone can hear you. Is that okay?</p> <p>20 A. Yes.</p> <p>21 Q. Same thing, even though on the</p> <p>22 videotape we might see a nod of the head or a shake</p> <p>23 of the head, the court reporter can't take that</p> <p>24 down as clearly, so I may ask you for an audible</p> <p>25 response. Again I'm not trying to be difficult.</p>	<p style="text-align: right;">Page 9</p> <p>1 A. Just practiced, talked to my</p> <p>2 attorneys.</p> <p>3 Q. Okay. So you met with your</p> <p>4 attorney, Mr. Zajdel, who is here with us this</p> <p>5 morning?</p> <p>6 A. Yes.</p> <p>7 Q. How many times did you meet with him</p> <p>8 to prepare for the deposition?</p> <p>9 A. Just once.</p> <p>10 Q. When was that?</p> <p>11 A. No. Tuesday. I spoke with Cory,</p> <p>12 I'm sorry. Not Cory, David, my apologies.</p> <p>13 Q. Okay.</p> <p>14 A. I spoke with David on Tuesday.</p> <p>15 Q. Okay. And David is another one of</p> <p>16 your lawyers?</p> <p>17 A. Yes.</p> <p>18 Q. So you spoke with David by the</p> <p>19 telephone on Tuesday?</p> <p>20 A. Yes.</p> <p>21 Q. Okay. For how long did you talk to</p> <p>22 David?</p> <p>23 A. Not long. A few minutes.</p> <p>24 Q. Less than 30 minutes?</p> <p>25 A. Yes.</p>

<p style="text-align: right;">Page 10</p> <p>1 Q. Did you look at any documents while 2 you were talking to David? Did David show you any 3 documents? 4 MR. ZAJDEL: Objection. Don't 5 answer that. 6 Q. I'll rephrase. 7 Did you look at any documents in connection 8 with preparing for the deposition? 9 A. Yes. 10 Q. What documents did you look at? 11 A. My deposition documents. 12 Q. So your deposition transcript from 13 the Maryland Dimensions case? 14 A. Yes. 15 Q. The transcript, the little booklet 16 that had questions and answers, is that what you're 17 referring to? 18 A. Yes. 19 Q. When did you review that? 20 A. A few days ago. 21 Q. What other documents did you review 22 before coming in to testify today? 23 A. Just that. 24 Q. Okay. Did you do any online 25 Internet research or review before coming in to</p>	<p style="text-align: right;">Page 12</p> <p>1 Q. And what kind of things were they? 2 Were they newspaper articles? 3 A. No. 4 Q. Were they court filings? 5 A. I don't recall. 6 Q. Were they -- what do you recall 7 about what they were? 8 A. Just about him being fraudulent. I 9 don't really recall word for word. 10 Q. And you said you looked at those few 11 weeks ago? 12 A. Uh-huh. 13 Q. Was that before or after you knew 14 you were going to give a deposition in this case? 15 A. It was before. 16 Q. And other than talking with your 17 counsel on Tuesday of this week, did you have any 18 additional conversations with anyone before coming 19 in to testify here today? 20 A. I've spoken to Monique Russell, but 21 I haven't spoken to her in the past month or so. 22 Q. When was the last time you spoke 23 with Ms. Russell? 24 A. I don't recall. It's been a little 25 while.</p>
<p style="text-align: right;">Page 11</p> <p>1 testify today? 2 A. Not today. 3 Q. Have you done any Internet research 4 in connection with this lawsuit ever? 5 A. Yes. 6 Q. When was that? 7 A. About a few weeks ago. It's been 8 ongoing, different times. 9 Q. What did you look at a few weeks ago 10 online in connection with this lawsuit? 11 A. Just the Akoda case, just about the 12 case and what was going on with him. Just 13 basically researching him pretty much. 14 Q. Okay. So you were, for lack of a 15 better word, Googling Dr. Akoda's name and looking 16 online for information about him? 17 A. Something like that, yes. 18 Q. You tell me what you did. I wasn't 19 there. 20 A. Well, basically I was just looking 21 at, just looking at the things that were posted 22 years ago. 23 Q. Okay. 24 A. About, you know, the fraud, him 25 being a fraud and everything like that.</p>	<p style="text-align: right;">Page 13</p> <p>1 Q. Would it be more than a month or 2 less than a month? 3 A. A little more than a month. 4 Q. Did you ever text with Ms. Russell? 5 A. No. 6 Q. Did you ever email with Ms. Russell? 7 A. I have. 8 Q. And when was the last time you 9 emailed Ms. Russell? 10 A. The last time I spoke with her. 11 Q. So the last communication you had 12 with her, more than a month ago, was by email? 13 A. Yes. 14 Q. And what was the -- did your 15 communications have anything to do with Dr. Akoda? 16 A. Yes. 17 Q. What was the nature of your 18 communications with Ms. Russell about Dr. Akoda? 19 A. Just about how I felt and how she 20 felt. 21 Q. Okay. Was this a communication that 22 she initiated or that you initiated? 23 A. I initiated it. 24 Q. And this is something that you have 25 in your emails?</p>

<p style="text-align: right;">Page 14</p> <p>1 A. I should.</p> <p>2 Q. Did you communicate with her through</p> <p>3 like a Facebook direct message, or this was direct</p> <p>4 message?</p> <p>5 A. Just like a Facebook message.</p> <p>6 Q. And this was a Facebook message in</p> <p>7 the last month or so, a little more than a month</p> <p>8 ago?</p> <p>9 A. Yes.</p> <p>10 Q. Okay. And have you spoken with</p> <p>11 Ms. Russell or communicated with Ms. Russell at any</p> <p>12 time in the last month?</p> <p>13 A. No.</p> <p>14 Q. Have you spoken with Ms. Russell</p> <p>15 about your lawsuit against ECFMG?</p> <p>16 A. I don't recall.</p> <p>17 Q. Did you speak with Ms. Russell about</p> <p>18 your lawsuit against Dimensions Healthcare in</p> <p>19 Maryland?</p> <p>20 A. Yes.</p> <p>21 Q. And what did you and Ms. Russell</p> <p>22 discuss about the lawsuit against Dimensions</p> <p>23 Healthcare in Maryland?</p> <p>24 A. We just talked about the lawsuit.</p> <p>25 We didn't really -- I don't recall the full details</p>	<p style="text-align: right;">Page 16</p> <p>1 access at this moment, no.</p> <p>2 Q. But that's something you can get?</p> <p>3 A. Yes. It's a process you have to go</p> <p>4 through.</p> <p>5 Q. At any point in time were you asked</p> <p>6 to provide lawyers for ECFMG with any documents you</p> <p>7 have related to Dr. Akoda or the lawsuit or your</p> <p>8 feelings about Dr. Akoda, anything like that?</p> <p>9 MR. ZAJDEL: Objection. Form.</p> <p>10 You can answer.</p> <p>11 A. So what is your question?</p> <p>12 Q. At any point in time after having</p> <p>13 filed a lawsuit against ECFMG, did you ever become</p> <p>14 aware of a request by lawyers for ECFMG for any</p> <p>15 documents that you might have related to Dr. Akoda?</p> <p>16 MR. ZAJDEL: Objection. That's</p> <p>17 attorney-client privilege.</p> <p>18 MR. SHAFFER: I'm not asking for</p> <p>19 the substance of the communication. I'm</p> <p>20 asking if she was aware.</p> <p>21 MR. ZAJDEL: I would suggest that</p> <p>22 you ask it differently.</p> <p>23 BY MR. SHAFFER:</p> <p>24 Q. Did you ever collect Facebook direct</p> <p>25 messages, email communications, text messages that</p>
<p style="text-align: right;">Page 15</p> <p>1 of our conversation. She was asking me about how I</p> <p>2 felt about it. Just basically about our feelings.</p> <p>3 Q. And this was by email again, or was</p> <p>4 this a phone call?</p> <p>5 A. I believe this was a phone call. I</p> <p>6 don't recall. It could have been an email or phone</p> <p>7 call.</p> <p>8 Q. As you sit here today, have you had</p> <p>9 discussions with Ms. Russell at any point in time</p> <p>10 about your lawsuit against ECFMG?</p> <p>11 A. I don't recall.</p> <p>12 Q. Do you still have a Facebook account</p> <p>13 where you and Ms. Russell are connected as friends</p> <p>14 through Facebook?</p> <p>15 A. Yes, but I don't have the password.</p> <p>16 I can't recover the password.</p> <p>17 Q. Okay. How did you communicate with</p> <p>18 her by Facebook if you couldn't recover the</p> <p>19 password?</p> <p>20 A. It's a messenger app that I had on</p> <p>21 my old phone, but I have a new phone.</p> <p>22 Q. So some time between the last time</p> <p>23 you communicated with Ms. Russell and today, you no</p> <p>24 longer have access to the Facebook directory?</p> <p>25 A. I can get it, but I don't have</p>	<p style="text-align: right;">Page 17</p> <p>1 you might have in your possession related to</p> <p>2 Dr. Akoda and give them to anybody?</p> <p>3 A. No. Did I ever collect it and give</p> <p>4 it to anyone?</p> <p>5 Q. Yes.</p> <p>6 A. No.</p> <p>7 Q. Did you ever forward it to anybody</p> <p>8 or pull it all together and provide it to anybody?</p> <p>9 A. No.</p> <p>10 Q. And I take it you were not asked to</p> <p>11 do that?</p> <p>12 A. No.</p> <p>13 Q. And I think as you testified, at</p> <p>14 least email communications or direct messaging</p> <p>15 application messages you could still access, you</p> <p>16 just can't do it while we're sitting here with your</p> <p>17 new phone; correct?</p> <p>18 A. Correct.</p> <p>19 Q. Okay.</p> <p>20 MR. SHAFFER: Counsel, I'm going</p> <p>21 to make a request for the documents that</p> <p>22 are in the possession of Ms. Riggins that</p> <p>23 are responsive to our requests for</p> <p>24 production of documents which would</p> <p>25 include these types of communications and</p>

<p style="text-align: right;">Page 18</p> <p>1 which have not been produced.</p> <p>2 MR. ZAJDEL: I would suggest that</p> <p>3 you do that in writing so that we can</p> <p>4 respond in writing.</p> <p>5 BY MR. SHAFFER:</p> <p>6 Q. Ms. Riggins, in preparing for the</p> <p>7 deposition today, you said you reviewed your</p> <p>8 deposition transcript from your deposition earlier</p> <p>9 this year in the Dimensions Healthcare case;</p> <p>10 correct?</p> <p>11 A. Right.</p> <p>12 Q. In reviewing that deposition</p> <p>13 transcript, did you identify any answers that you</p> <p>14 gave that you now believe are wrong?</p> <p>15 A. I'm not sure. Can you ask me that</p> <p>16 again.</p> <p>17 Q. In reviewing the transcript, you</p> <p>18 were under oath like you are today; right?</p> <p>19 A. Uh-huh.</p> <p>20 Q. You've now had a chance to review</p> <p>21 that transcript before coming in to testify today.</p> <p>22 And my question is whether when you read through</p> <p>23 the transcript this week you said Oh, boy, I made a</p> <p>24 mistake. What I testified to wasn't correct in my</p> <p>25 deposition in the Dimension case.</p>	<p style="text-align: right;">Page 20</p> <p>1 as Jasmine Riggins, correct?</p> <p>2 A. Yes.</p> <p>3 Q. Is your birthday July 4, 1992?</p> <p>4 A. Yes.</p> <p>5 Q. And how old would that make you?</p> <p>6 A. 27.</p> <p>7 Q. Are you currently married?</p> <p>8 A. No.</p> <p>9 Q. Do you have any children?</p> <p>10 A. Yes.</p> <p>11 Q. How many children?</p> <p>12 A. Three.</p> <p>13 Q. And can you give me their names and</p> <p>14 their current ages?</p> <p>15 A. Santana is 10, Messiah is 10, Taniya</p> <p>16 will be two next month.</p> <p>17 Q. Are Santana and Messiah both boys?</p> <p>18 A. Yes.</p> <p>19 Q. And Taniya is a girl?</p> <p>20 A. Yes.</p> <p>21 Q. And earlier this year in your</p> <p>22 deposition in the Dimensions case you indicated</p> <p>23 that you were engaged. Is that status the same, or</p> <p>24 has it changed?</p> <p>25 A. It's the same.</p>
<p style="text-align: right;">Page 19</p> <p>1 A. No.</p> <p>2 Q. And part of this is to try to save</p> <p>3 time today. So I guess my question having read the</p> <p>4 deposition just a few days ago, as you sit here</p> <p>5 today do you still believe that everything you</p> <p>6 testified earlier this year in the Dimensions</p> <p>7 Healthcare deposition is true and accurate to the</p> <p>8 best of your ability?</p> <p>9 A. Yes.</p> <p>10 Q. I'm going to jump around a little</p> <p>11 bit then and try to hit on some questions just to</p> <p>12 make sure I'm correct. But if I jump around too</p> <p>13 quickly and you don't follow where I'm going, just</p> <p>14 let me know because I'm trying to, again, save some</p> <p>15 time because we won't need to ask every question</p> <p>16 that was asked in the Dimensions deposition again</p> <p>17 today, okay?</p> <p>18 A. Okay.</p> <p>19 Q. Are you currently on any medication?</p> <p>20 A. No.</p> <p>21 Q. Is there any reason that you can</p> <p>22 think of sitting here today that you couldn't</p> <p>23 testify truthfully and to the best of your ability?</p> <p>24 A. No.</p> <p>25 Q. You mentioned your full name before</p>	<p style="text-align: right;">Page 21</p> <p>1 Q. What's your current address?</p> <p>2 A. 3699 J Street, Apartment 301, N.E.,</p> <p>3 Washington, D.C. 20019.</p> <p>4 Q. How long have you lived there?</p> <p>5 A. Almost a year.</p> <p>6 Q. You have a high school GED, is that</p> <p>7 right?</p> <p>8 A. Yes.</p> <p>9 Q. Do you have any other subsequent</p> <p>10 education beyond that?</p> <p>11 A. No.</p> <p>12 Q. Are you currently employed?</p> <p>13 A. Yes.</p> <p>14 Q. Where is that?</p> <p>15 A. Potbelly Sandwich Shop.</p> <p>16 Q. When did you start working there?</p> <p>17 A. April of this year.</p> <p>18 Q. And you've worked at Potbelly's</p> <p>19 since April of this year?</p> <p>20 A. Yes.</p> <p>21 Q. And how many hours a week,</p> <p>22 approximately, do you work?</p> <p>23 A. About 22. Slower season.</p> <p>24 Q. So is this part-time work?</p> <p>25 A. Yes.</p>

<p style="text-align: right;">Page 22</p> <p>1 Q. Prior to working at Potbelly 2 starting earlier this year, had you worked -- had 3 you worked anywhere else in 2019, or was there a 4 period of time when you weren't working? 5 A. I was working at the Home Depot. 6 Q. And how long -- did you leave 7 directly from Home Depot and go to Potbelly, or was 8 there a break? 9 A. There was about a month break, a 10 month or so. 11 Q. And again for purposes of trying to 12 speed this up, in the Maryland Dimensions 13 Healthcare litigation you gave some written 14 response to questions. 15 Do you recall having done that? We call 16 them interrogatories. 17 A. Yes. 18 Q. And one of the interrogatories you 19 were asked in that case was to list your prior 20 employment. And you indicated in that case that 21 you had started working at Home Depot in March of 22 2017. Does that sound correct? 23 A. Yes. 24 Q. And so you worked at Home Depot from 25 March of 2017 to about February or March of 2019?</p>	<p style="text-align: right;">Page 24</p> <p>1 I went from one to the next. 2 Q. Again, just to make sure that I'm 3 not missing anything, before coming in to testify 4 today, you didn't review the complaint that was 5 filed against ECFMG in the federal court or the 6 court in Pennsylvania; correct? 7 A. You said I didn't. 8 Q. You didn't review that? 9 A. Not that I can recall. I'm sorry. 10 I can't recall. 11 Q. Okay. As you sit here today, you 12 don't have a recollection of looking at the 13 complaint that you filed against ECFMG? 14 A. Oh, yes. I'm sorry. I'm sorry. 15 I'm sorry. I didn't understand what you were 16 asking me. 17 Q. That's all right. 18 A. I did receive that -- did I get that 19 in the email? I believe so. I'm sorry. 20 Q. That's okay. When you say you think 21 you may have received it in an email, who was the 22 email from? 23 A. I'm sure I've seen it. I'm sure 24 I've seen it. Yeah, I'm sure I've seen it. 25 Q. Do you know when it was filed,</p>
<p style="text-align: right;">Page 23</p> <p>1 A. Yes. 2 Q. And then you started at Potbelly in 3 April of 2019 and are still working there through 4 today? 5 A. Yes. 6 Q. Great. Prior to working at Home 7 Depot starting in March of 2017, was there a period 8 of time before that that you were not working? 9 Immediately before, I'm looking at the beginning 10 part of 2017. 11 A. No. No. 12 Q. Where were you working when you 13 went, before you went to Home Depot? 14 A. At Paul Bakery. 15 Q. Got it. And how long did you work 16 there, approximately? 17 A. About almost two years. 18 Q. And would it be correct then to say 19 that you worked at Paul Bakery from about March of 20 2015 to March of 2017? 21 A. Yes. 22 Q. Was there a period of time between 23 Paul Bakery and Home Depot when you weren't 24 working, or did you go right from one to the next? 25 A. Yes, that's exactly what happened.</p>	<p style="text-align: right;">Page 25</p> <p>1 approximately? 2 A. I don't recall. 3 Q. Do you know whether it was filed in 4 2019? Since January or earlier than that. 5 A. I'm sorry, I don't recall. 6 Q. Okay. That's okay. Again, I'm just 7 asking for your best understanding and recollection 8 as you sit here today without guessing. 9 But I take it that since you can't remember 10 when you might have seen it but you think you did 11 that you didn't review it specifically to come in 12 here today. Is that correct? 13 A. That's correct. 14 Q. And I take it from your earlier 15 answers, but I just want to make sure, that when 16 you said a couple of weeks ago you went online 17 looking at Dr. Akoda information, you didn't go to 18 the ECFMG website, for example; correct? 19 A. Correct. 20 Q. Have you ever gone to the ECFMG 21 website? 22 A. No. 23 Q. And you've not ever reviewed any of 24 the information that is on the ECFMG website, 25 correct?</p>

<p style="text-align: right;">Page 26</p> <p>1 A. No.</p> <p>2 Q. When was the first time you ever</p> <p>3 heard of ECFMG?</p> <p>4 A. From my attorneys.</p> <p>5 Q. Okay. And approximately when was</p> <p>6 that?</p> <p>7 A. I don't recall.</p> <p>8 Q. Is it fair to say that at no point</p> <p>9 prior to having spoken with the attorneys that</p> <p>10 currently represent you that you had ever heard of</p> <p>11 ECFMG?</p> <p>12 A. Repeat that again.</p> <p>13 Q. Sure. Prior to speaking with your</p> <p>14 current attorneys who are bringing the lawsuit</p> <p>15 against ECFMG, you had never even heard of ECFMG?</p> <p>16 A. That is correct.</p> <p>17 Q. Okay. As you sit here today, what</p> <p>18 do you know about ECFMG?</p> <p>19 A. I know that they're a business who</p> <p>20 gives foreigners their certificates or give them</p> <p>21 permission to practice medicine in the United</p> <p>22 States.</p> <p>23 Q. Do you know whether or not ECFMG is</p> <p>24 a nonprofit organization?</p> <p>25 A. I do not.</p>	<p style="text-align: right;">Page 28</p> <p>1 A. Questions, interviews, background</p> <p>2 checks.</p> <p>3 Q. Okay. And your understanding is</p> <p>4 that among the things that ECFMG does is do</p> <p>5 background checks on foreigners who want to come</p> <p>6 and practice medicine in the United States?</p> <p>7 A. Yes.</p> <p>8 Q. And what's the basis for that</p> <p>9 understanding?</p> <p>10 MR. ZAJDEL: Objection. You can</p> <p>11 answer.</p> <p>12 MR. SHAFFER: I'll rephrase the</p> <p>13 question.</p> <p>14 BY MR. SHAFFER:</p> <p>15 Q. Other than from information told to</p> <p>16 you by your lawyers, do you have any other source</p> <p>17 of information of any kind about what ECFMG is,</p> <p>18 what it does, what it doesn't do, who can apply,</p> <p>19 who can't apply, what types of things ECFMG</p> <p>20 requires?</p> <p>21 Do you have any source of information about</p> <p>22 any of that other than your lawyers?</p> <p>23 A. No.</p> <p>24 Q. I'm sorry?</p> <p>25 A. No.</p>
<p style="text-align: right;">Page 27</p> <p>1 Q. Do you know whether people who apply</p> <p>2 to ECFMG could be U.S. citizens or not?</p> <p>3 A. I do not.</p> <p>4 Q. You don't know?</p> <p>5 A. You said -- no, because it's for</p> <p>6 foreigners; correct?</p> <p>7 Q. I'm trying to get your</p> <p>8 understanding. So your understanding is that a</p> <p>9 U.S. citizen could not apply to ECFMG for</p> <p>10 certification or any services by ECFMG. It's only</p> <p>11 for foreigners?</p> <p>12 A. Correct.</p> <p>13 Q. And is it your understanding, I</p> <p>14 think you said that -- and please correct me</p> <p>15 because I'm just trying to remember back what you</p> <p>16 said -- that ECFMG is responsible for certifying</p> <p>17 you to practice medicine in the United States. Is</p> <p>18 that correct?</p> <p>19 A. I believe so.</p> <p>20 Q. Okay. And what is it that you think</p> <p>21 ECFMG does to certify people to practice medicine</p> <p>22 in the United States?</p> <p>23 A. Give an exam. I'm not -- give an</p> <p>24 exam.</p> <p>25 Q. Okay.</p>	<p style="text-align: right;">Page 29</p> <p>1 Q. Okay. We asked a couple of</p> <p>2 questions earlier that referenced, and I think your</p> <p>3 answer might have been the first to reference a</p> <p>4 Dr. Akoda.</p> <p>5 Do you recall mentioning Dr. Akoda?</p> <p>6 A. Not a Dr. Akoda, no.</p> <p>7 Q. You understand that there is an</p> <p>8 individual who you saw in connection with one of</p> <p>9 the children that you gave birth to, correct?</p> <p>10 A. I'm sorry?</p> <p>11 Q. Well, I'll rephrase that.</p> <p>12 So you're not aware of a Dr. Akoda. You</p> <p>13 never heard that phrase before?</p> <p>14 A. Yes, I've heard that -- I heard that</p> <p>15 phrase, yes.</p> <p>16 Q. Okay.</p> <p>17 A. Can I run to the bathroom, please?</p> <p>18 I'm sorry. You're in the middle of a question. My</p> <p>19 apologies.</p> <p>20 Q. You answered the question, which was</p> <p>21 you've heard reference to a Dr. Akoda. So we'll</p> <p>22 take a break and then go ahead to the rest room and</p> <p>23 then we'll come back.</p> <p>24 THE VIDEOGRAPHER: We are going</p> <p>25 off the record. The time is 11:53 a.m.</p>

<p style="text-align: right;">Page 30</p> <p>1 (Recess)</p> <p>2 THE VIDEOGRAPHER: We are back on</p> <p>3 the record. The time is 11:57 a.m.</p> <p>4 BY MR. SHAFFER:</p> <p>5 Q. Okay, Ms. Riggins, we're back on the</p> <p>6 record, and we were talking before a quick break</p> <p>7 there about an individual named Dr. Akoda, an</p> <p>8 individual, and I think you took some issue with</p> <p>9 calling him Dr. Akoda. Why is that?</p> <p>10 A. He's not a doctor.</p> <p>11 Q. And why do you say that?</p> <p>12 A. Because he doesn't have credentials</p> <p>13 and certifications to be a doctor.</p> <p>14 Q. Do you know -- and just so again I</p> <p>15 want to make sure that we're talking about the same</p> <p>16 things today so we don't have to go back later on,</p> <p>17 when we refer to an individual known as Dr. Akoda</p> <p>18 or the person that you believe is not a doctor</p> <p>19 about, we're talking about the person that you saw</p> <p>20 in connection with the birth of your second child;</p> <p>21 correct?</p> <p>22 A. Correct.</p> <p>23 Q. And, at the time that you were being</p> <p>24 seen by him and actually gave birth with him</p> <p>25 through C-section, correct?</p>	<p style="text-align: right;">Page 32</p> <p>1 fact that he had fake credentials.</p> <p>2 Q. Okay. And the fact that he pled</p> <p>3 guilty, he didn't plead guilty to not going to</p> <p>4 medical school; correct?</p> <p>5 A. Correct.</p> <p>6 Q. And do you know whether or not</p> <p>7 Dr. Akoda's medical school in Nigeria ever verified</p> <p>8 the authenticity of his diploma to Educational</p> <p>9 Commission?</p> <p>10 MR. ZAJDEL: Objection. Assumes</p> <p>11 facts. You can answer that question.</p> <p>12 Q. Do you know whether or not?</p> <p>13 A. No.</p> <p>14 Q. Would it surprise you to learn that</p> <p>15 a medical school in Nigeria verified Dr. Akoda's</p> <p>16 diploma to ECFMG?</p> <p>17 MR. ZAJDEL: Objection. Assumes</p> <p>18 facts.</p> <p>19 Q. You can go ahead and answer.</p> <p>20 A. Okay. You said would it surprise</p> <p>21 me?</p> <p>22 Q. Yes.</p> <p>23 A. Yes.</p> <p>24 Q. Why is that?</p> <p>25 A. Because it would be a surprise to me</p>
<p style="text-align: right;">Page 31</p> <p>1 A. Correct.</p> <p>2 Q. You understood and knew him to be</p> <p>3 Dr. Akoda? Correct? I'm sorry.</p> <p>4 A. Correct.</p> <p>5 Q. And since that time you've come to</p> <p>6 learn that Dr. Akoda pled guilty to using a</p> <p>7 different Social Security number, correct?</p> <p>8 A. Correct.</p> <p>9 Q. Okay. And so based on that</p> <p>10 information, it's your belief that the person that</p> <p>11 you knew as Dr. Akoda is not a doctor?</p> <p>12 A. Correct.</p> <p>13 Q. Okay. Do you know whether that</p> <p>14 individual went to medical school?</p> <p>15 A. No, no.</p> <p>16 Q. He did not go to medical school?</p> <p>17 A. No.</p> <p>18 Q. How do you know that?</p> <p>19 A. I'm saying no, I don't.</p> <p>20 Q. You don't know whether he went?</p> <p>21 A. Yeah.</p> <p>22 Q. As you sit here today, do you have</p> <p>23 any information or facts that would allow you to</p> <p>24 say he didn't go to medical school?</p> <p>25 A. The fact that he pled guilty and the</p>	<p style="text-align: right;">Page 33</p> <p>1 that he had information provided that he's a real</p> <p>2 doctor or went to medical school.</p> <p>3 Q. During the time that you were being</p> <p>4 treated by Dr. Akoda, you never had any reason to</p> <p>5 question whether or not he had gone to medical</p> <p>6 school; correct?</p> <p>7 A. When I was being seen by him? No.</p> <p>8 I wouldn't -- had I have known I wouldn't have</p> <p>9 chosen him.</p> <p>10 Q. And there was nothing about his care</p> <p>11 and treatment of you in connection with your</p> <p>12 pregnancy and the birth of Messiah that ever caused</p> <p>13 you to doubt that he had gone to medical school and</p> <p>14 was a real medical doctor, correct?</p> <p>15 A. You said during my treatment with</p> <p>16 him, no.</p> <p>17 Q. When was it that you first received</p> <p>18 any information that caused you to question whether</p> <p>19 the person you had seen, Dr. Akoda, was not a real</p> <p>20 doctor, as you say?</p> <p>21 A. You said when was --</p> <p>22 Q. When did you first, first come to</p> <p>23 have any information where you said everything</p> <p>24 seemed fine while I was being treated with him but</p> <p>25 now there's a problem? When was that?</p>

<p style="text-align: right;">Page 34</p> <p>1 A. Well, there were problems after my 2 pregnancy, after the delivery, I had issues. 3 Q. What were those issues? 4 A. Pain, severe pain in my stomach and 5 my abdominal at work, I would have pain throughout 6 the day. And I couldn't have my tubes tied due to 7 the damaged tissues on my C-section, which caused a 8 lot of pain. 9 Q. And so this is after the birth of 10 Messiah, and Messiah was born by C-section; 11 correct? 12 A. Correct. 13 Q. And you said at a later point in 14 time you wanted to have a tubal ligation and were 15 told you couldn't have one? 16 A. Correct. 17 Q. And you were told it was because of 18 scarring that was present from earlier C-sections? 19 A. Correct. 20 Q. And was that scarring that you say 21 precluded you from having the tubal ligation, that 22 was something you attribute to the C-section 23 Dr. Akoda did? 24 A. Correct. 25 Q. And why do -- why do you do that?</p>	<p style="text-align: right;">Page 36</p> <p>1 correct? 2 A. Correct. 3 Q. And I take it that that's because 4 immediately following the C-section you were told 5 you could have a tubal ligation? 6 A. No. Correct, correct, I'm sorry. 7 Q. Okay. But then after the second, 8 the birth of your second child and the second 9 C-section, you were told you couldn't have one? 10 A. After the third. 11 Q. After the third? 12 A. Correct. 13 Q. And after the third, you were told 14 that there was significant scarring from your other 15 C-section; correct? 16 A. Correct. 17 Q. If Dr. Akoda had seen significant 18 scarring at the time that he did the second 19 C-section, that would suggest that that scarring 20 came from the first C-section; right? 21 A. Correct. 22 Q. Because scarring doesn't happen 23 overnight. It takes time to develop. Correct? 24 A. Correct. 25 (Exhibit 1, medical records,</p>
<p style="text-align: right;">Page 35</p> <p>1 A. Because it was able to be done 2 before, but I decided against it. 3 Q. When was it able to be done before? 4 A. With my first son. 5 Q. Do you know whether or not -- and 6 your first son, Santana; correct? 7 A. Correct. 8 Q. Was born by C-section, correct? 9 A. Correct. 10 Q. And who was the doctor that you saw 11 for Santana? 12 A. I don't recall her name. 13 Q. Was it at Howard University? 14 A. Correct. 15 Q. And do you know whether or not there 16 was any scarring that was later identified from the 17 C-section that you received at Howard University? 18 A. No, there was not. There wasn't 19 any. 20 Q. If there had been some, do you think 21 that's the kind of thing that would be shown in 22 medical records of you that would have come later? 23 A. Could you repeat your question. 24 Q. Sure. You told me you don't think 25 there was any scarring from the first C-section,</p>	<p style="text-align: right;">Page 37</p> <p>1 was marked for identification.) 2 Q. Ms. Riggins, we're handing you 3 what's been marked as Riggins-1, which I'll 4 represent to you is medical records that relate to 5 your treatment at Prince George Hospital Center in 6 2013. 7 Could you take a quick look at that, and 8 then I'll have some quick questions. 9 A. (Witness complies with request.) 10 Q. Just let me know when you're ready. 11 MR. ZAJDEL: Put it on the record 12 that we reserve the right to make 13 everything confidential after the 14 deposition. 15 Q. I'm not going to ask you about every 16 word, but let me focus on a couple of things here. 17 So Riggins-1 is a document Bates labeled 18 Plaintiff's -2024 and -2025, which again I'll 19 represent to you was produced to us in this case, 20 and it appears to be an operative report for you, 21 Jasmine Riggins. And it references a date of a 22 procedure on 3/18/2013. 23 Do you see on the top part of the page? 24 A. Yes. 25 Q. Did you have a procedure at Prince</p>

<p style="text-align: right;">Page 38</p> <p>1 George's County on 3/18/2013?</p> <p>2 A. Yes.</p> <p>3 Q. What did you have?</p> <p>4 A. A C-section.</p> <p>5 Q. That's when Messiah was born?</p> <p>6 A. Yes.</p> <p>7 Q. And you can see that this is a</p> <p>8 two-page record signed by Charles Akoda, M.D. --</p> <p>9 not signed but his name appears at the end of the</p> <p>10 document. Correct?</p> <p>11 A. Yes.</p> <p>12 Q. And if you look -- well, the top of</p> <p>13 the page there's a fax server date and time. It</p> <p>14 says, "3/19/2013 at 2:42:42 p.m."</p> <p>15 Do you see that?</p> <p>16 A. Yes.</p> <p>17 Q. So does this appear to be a record</p> <p>18 then that would have been created and sent</p> <p>19 immediately after your C-section with Messiah in</p> <p>20 March of 2013?</p> <p>21 MR. ZAJDEL: Objection.</p> <p>22 A. Yes.</p> <p>23 Q. That's the date you had the</p> <p>24 C-section, right, 3/18/2013?</p> <p>25 A. Yes.</p>	<p style="text-align: right;">Page 40</p> <p>1 A. Uh-huh.</p> <p>2 Q. I'm sorry.</p> <p>3 A. Yes, yes, yes, yes. My children,</p> <p>4 I'm sorry.</p> <p>5 THE VIDEOGRAPHER: We are going</p> <p>6 off the record. The time is 12:11 p.m.</p> <p>7 (Recess)</p> <p>8 THE VIDEOGRAPHER: We are back on</p> <p>9 the record. The time is 12:24 p m.</p> <p>10 MR. SHAFFER: This is Brian</p> <p>11 Shaffer for ECFMG. We're back on the</p> <p>12 record after a short break.</p> <p>13 We've had a couple of logistical</p> <p>14 issues come up this morning with respect</p> <p>15 to Ms. Riggins and her child care, and we</p> <p>16 got started a little bit late this morning</p> <p>17 due to some travel and traffic issues.</p> <p>18 And so we've been talking offline here to</p> <p>19 try to solve for those things and make</p> <p>20 sure that we get the deposition completed.</p> <p>21 And what we've discussed here is</p> <p>22 that we will adjourn the deposition today</p> <p>23 now with the questions that we've gotten</p> <p>24 asked and answered so far. We will</p> <p>25 reconvene on Monday morning, the 16th,</p>
<p style="text-align: right;">Page 39</p> <p>1 Q. If you look at the description here</p> <p>2 of what occurred, and it's a little bit technical</p> <p>3 in medical terms, but if you look at the findings</p> <p>4 at the bottom of page 1. So flip back to the first</p> <p>5 page of it. Under Findings it says, "Male infant,</p> <p>6 encephalic presentation."</p> <p>7 Do you see that?</p> <p>8 A. Yes.</p> <p>9 Q. Do you understand that to be</p> <p>10 Messiah, when he went in to do the C-section,</p> <p>11 that's the male infant that he saw?</p> <p>12 A. Yes.</p> <p>13 Q. Okay. And the next sentence,</p> <p>14 section of that finding says, "Significant scarring</p> <p>15 and adhesion formation."</p> <p>16 Do you see that?</p> <p>17 A. Yes.</p> <p>18 Q. And so does that indicate that in</p> <p>19 addition to finding Messiah when he went in to do</p> <p>20 the C-section, he also saw significant scarring and</p> <p>21 adhesion formation section?</p> <p>22 A. Okay.</p> <p>23 Q. Right?</p> <p>24 A. Okay, yes.</p> <p>25 Q. That's what it says, right?</p>	<p style="text-align: right;">Page 41</p> <p>1 here at the same place starting at 9:30,</p> <p>2 and we will pick up with Ms. Riggins'</p> <p>3 deposition at that point in time.</p> <p>4 This is being done as an</p> <p>5 accommodation to schedules and not for any</p> <p>6 other reason, and so for that reason I've</p> <p>7 discussed with both counsel and</p> <p>8 Ms. Riggins the understanding that she'll</p> <p>9 have no substantive discussions with</p> <p>10 anyone, including her counsel, any person,</p> <p>11 witness, Ms. Russell, anybody else about</p> <p>12 the case, about her testimony here today,</p> <p>13 her testimony that she'll give on Monday.</p> <p>14 It will be as if we were picking up right</p> <p>15 now. Instead we will be picking up Monday</p> <p>16 at 9:30.</p> <p>17 That will include no text messages,</p> <p>18 no, emails. She also had agreed that</p> <p>19 she'll not do any research or go online or</p> <p>20 look at any documents or do anything other</p> <p>21 than what she came here today prepared to</p> <p>22 talk about.</p> <p>23 Is that a correct recitation of our</p> <p>24 agreement?</p> <p>25 MR. ZAJDEL: Yes.</p>

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1 THE WITNESS: Yes.
2 MR. ZAJDEL: With the exception
3 that I'm certainly going to send an email
4 with a date and the time to be here on
5 Monday. You said no communication. I
6 just want to make sure, no substantive
7 communication about the contents of the
8 deposition. That's agreed.

9 MR. SHAFFER: And then we will
10 continue with Ms. Riggins' deposition on
11 Monday at 9:30. After we complete that
12 we'll move forward with the other
13 deposition that's been noticed for 10:30
14 but that we've agreed will start after
15 the completion of Ms. Riggins. Correct?

16 MR. ZAJDEL: Yes, and I will take
17 care of adjusting Ms. Russell to let her
18 know.

19 MR. SHAFFER: I think that is it
20 for the record here today, and we will
21 pick back up on Monday.

22 THE VIDEOGRAPHER: We are going
23 off the record. The time is 12:27 p.m.

24 (Proceedings adjourned at
25 12:26 p.m.)

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1 DISTRICT OF COLUMBIA: SS
2 I, Barbara DeVico, a Registered Court Reporter
3 of the District of Columbia, do hereby certify
4 that these proceedings took place before me at the
5 time and place herein set out, and the proceedings
6 were recorded stenographically by me and this
7 transcript is a true record of the proceedings.
8

9 I further certify that I am not of counsel to
10 any of the parties, nor an employee of counsel nor
11 related to any of the parties, nor in any way
12 interested in the outcome of this action.
13
14
15
16

17 _____
18 BARBARA DeVICO, CRR, RMR

19 _____
20 My Commission Expires:
21 July 31, 2023
22
23
24
25

1 IN THE UNITED STATES DISTRICT COURT
2 FOR THE EASTERN DISTRICT OF PENNSYLVANIA
3
4 - - - - - X
5 MONIQUE RUSSELL, JASMINE :
6 RIGGINS, ELSA M. POWELL :
7 and DESIRE EVANS, : Civil Action No.
8 Plaintiffs, : 18-5629
9 v. :
10 EDUCATIONAL COMMISSION FOR :
11 FOREIGN MEDICAL GRADUATES, :
12 Defendant. :
13 - - - - - X

14
15 Volume II
16 Continued Videotaped Deposition Of JASMINE RIGGINS
17 Washington, D.C.
18 Monday, September 16, 2019
19 9:56 a.m.

20
21
22 Job No. 88391
23 Pages: 44 - 145
24 Reported by: Dana C. Ryan, RPR, CRR, CSR (GA)
25

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2	2 EXAMINATION OF JASMINE RIGGINS: PAGE:
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8	8 E X H I B I T S
9	9 (Attached to the Transcript)
10	10 RIGGINS DEPOSITION PAGE:
11	11 Exhibit 2 September 23, 2016 J Unity 71
12	12 Health Care Progress Note
13	13 For Jasmine Riggins, Bates
14	14 Stamped Plaintiffs0000006408
15	15 Through 0000006411
16	16 Exhibit 3 February 19, 2017 J Unity 78
17	17 Health Care Progress Note
18	18 For Jasmine Riggins, Bates
19	19 Stamped Plaintiffs0000007576
20	20 Through 0000007579
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1	1 E X H I B I T S C O N T I N U E D
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3	3 RIGGINS DEPOSITION PAGE:
4	4 Exhibit 4 Plaintiff Jasmine Riggins' 82
5	5 Supplemental Answers To First
6	6 Set Of Interrogatories And
7	7 Supplemental Responses To
8	8 First Set Of Requests For
9	9 Production Of Documents
10	10 Exhibit 5 September 7, 2017 J Unity 87
11	11 Health Care Progress Note
12	12 For Jasmine Riggins, Bates
13	13 Stamped Plaintiffs0000006442
14	14 Through 0000006444
15	15 Exhibit 6 October 13, 2017 J Unity 90
16	16 Health Care Progress Note
17	17 For Jasmine Riggins, Bates
18	18 Stamped Plaintiffs0000006478
19	19 Through 000000479
20	20 Exhibit 7 Class Action Complaint 95
21	21 Exhibit 8 November 9, 2017 J Unity 96
22	22 Health Care Progress Note
23	23 For Jasmine Riggins, Bates
24	24 Stamped Plaintiffs0000006480
25	25 Through 0000006482

<p style="text-align: right;">Page 49</p> <p>1 EXHIBITS CONTINUED 2 (Attached to the Transcript) 3 RIGGINS DEPOSITION PAGE: 4 Exhibit 9 Complaint Filed To Initiate 101 5 The Lawsuit On November 14, 6 2018 7 Exhibit 10 April 18, 2019 J Unity 103 8 Health Care Progress Note 9 For Jasmine Riggins, Bates 10 Stamped Plaintiffs0000006488 11 Through 0000006490 12 Exhibit 11 Plaintiff Jasmine Riggins' 105 13 Responses To Defendants' 14 Requests For Admissions, 15 Bates Stamped 16 Plaintiffs0000006513 Through 17 0000006537 18 Exhibit 12 Stipulation Of Dismissal 114 19 Without Prejudice, Bates 20 Stamped Plaintiffs0000118860 21 Through 0000118863 22 Exhibit 13 First Amended Class Action 120 23 Complaint 24 Exhibit 14 Claimants' Certificate Of 124 25 Merit</p>	<p style="text-align: right;">Page 51</p> <p>1 for the Educational Commission for Foreign Medical 2 Graduates, the defendant. 3 (Mr. Shaffer exits the deposition 4 proceedings.) 5 ----- 6 JASMINE RIGGINS, 7 having been duly sworn, testified as follows: 8 ----- 9 EXAMINATION BY COUNSEL FOR THE DEFENDANT 10 BY MR. KLAYMAN: 11 Q Good morning, Ms. Riggins. 12 A Good morning. 13 Q We met a moment ago, but I'm Matthew 14 Klayman. I'm colleagues with Brian Shaffer. I'm 15 going to ask you some questions this morning. 16 A Okay. 17 Q We're picking up from a deposition that 18 began on Thursday; correct? 19 A Correct. 20 Q Now, between Thursday and today, have 21 you had any substantive communications about your 22 testimony with anybody? 23 A No. 24 Q Have you done any independent research 25 about the substance of your testimony or the facts</p>
<p style="text-align: right;">Page 50</p> <p>1 PROCEEDINGS 2 THE VIDEOGRAPHER: We are now on the 3 record. My name is David Campbell. I am the 4 videographer for Golkow Litigation Services. 5 Today's date is September 16th, 2019, 6 and the time is 9:56 a.m. 7 This video deposition is being held at 8 1111 Pennsylvania Avenue, Northwest, Washington, 9 D.C. 20004, in the matter of Monique Russell, et 10 al., versus Educational Commission for Foreign 11 Medical Graduates. This is in the United States 12 District Court for the Eastern District of 13 Pennsylvania, Number 18-5629. 14 The deponent today is Jasmine Riggins. 15 The court reporter is Dana Ryan. 16 Counsel, will you please identify 17 yourselves for the record, and then the court 18 reporter will please swear in the witness and we 19 can proceed. 20 MR. ZAJDEL: Cory Zajdel on behalf of 21 Ms. Riggins. 22 MR. SHAFFER: Brian Shaffer on behalf 23 of defendant Educational Commission for Foreign 24 Medical Graduates. 25 MR. KLAYMAN: Matthew Klayman, counsel</p>	<p style="text-align: right;">Page 52</p> <p>1 or circumstances of the case? 2 A No. 3 Q I understand that on Thursday you were 4 asked about certain communications that you had 5 with Monique Russell. 6 Do you -- do you remember that? 7 A Yes. 8 Q Certain written communications. 9 And I understand that you are -- that 10 there was some discussion about you going to look 11 for them or gather them. 12 Do you recall that? 13 A Correct. 14 Q Did you do anything like that? 15 A I have not. 16 Q Were you asked to do that? 17 MR. ZAJDEL: Objection. That would be 18 attorney-client privilege. 19 Well, to the extent you're not asking 20 attorney-client privilege, I could see how that 21 would be answerable. 22 So you can answer the question to the 23 extent he's not asking you about communications 24 between you or any of your attorneys. 25 THE WITNESS: Okay. So could you</p>

<p style="text-align: right;">Page 53</p> <p>1 repeat your question?</p> <p>2 BY MR. KLAYMAN:</p> <p>3 Q So were you asked to look for copies of</p> <p>4 communications you had with Monique Russell?</p> <p>5 A Yes.</p> <p>6 Q Did you find any communications with</p> <p>7 Monique Russell?</p> <p>8 A I didn't look for them.</p> <p>9 Q Oh, you didn't look for them?</p> <p>10 A No.</p> <p>11 Q Okay. Is that something you would be</p> <p>12 willing to do?</p> <p>13 A Yes.</p> <p>14 Q Okay. Is that -- when do you think</p> <p>15 you'd be able to complete a search for</p> <p>16 communications you had with Monique Russell?</p> <p>17 A I will try to get that done by the end</p> <p>18 of this week.</p> <p>19 Q Okay.</p> <p>20 A Yes.</p> <p>21 Q Great.</p> <p>22 This was the subject of written</p> <p>23 communications from Mr. Shaffer, my colleague, so</p> <p>24 I want to just make sure that we have on the</p> <p>25 record that you'll go take a look and that</p>	<p style="text-align: right;">Page 55</p> <p>1 A We didn't have that issue at all.</p> <p>2 Q Just making sure.</p> <p>3 A No, that was not an issue.</p> <p>4 Q Okay. Great.</p> <p>5 Okay. Now, we're here today because</p> <p>6 you've brought a lawsuit against the Educational</p> <p>7 Commission for Foreign Medical Graduates; correct?</p> <p>8 A Correct.</p> <p>9 Q I'm going to refer to them as ECFMG, so</p> <p>10 you'll understand what I mean when I say ECFMG?</p> <p>11 A Correct.</p> <p>12 Q And you allege that you've suffered</p> <p>13 emotional distress; correct?</p> <p>14 A Correct.</p> <p>15 Q And that distress was the result of</p> <p>16 learning about Dr. Akoda's guilty plea; is that</p> <p>17 correct?</p> <p>18 A I'm sorry?</p> <p>19 Q So the -- the emotional distress that's</p> <p>20 the subject of the lawsuit --</p> <p>21 A Uh-huh.</p> <p>22 Q -- when did that start?</p> <p>23 A Right when I found out about him being</p> <p>24 a fake doctor.</p> <p>25 Q And when about was that, if you recall?</p>
<p style="text-align: right;">Page 54</p> <p>1 responsive communications would be produced.</p> <p>2 MR. ZAJDEL: Well, she testified she</p> <p>3 will look for them and she'll produce them to me,</p> <p>4 and then we'll decide whether it's discoverable,</p> <p>5 and if they are, we'll produce them.</p> <p>6 MR. KLAYMAN: Sure.</p> <p>7 BY MR. KLAYMAN:</p> <p>8 Q Now, at the beginning of your</p> <p>9 deposition on Thursday, I understand Mr. Shaffer</p> <p>10 went through some -- some ground rules about</p> <p>11 telling the truth, not speaking over one another,</p> <p>12 that kind of thing.</p> <p>13 Do you remember that?</p> <p>14 A Yes.</p> <p>15 Q Is that -- I just want to make sure</p> <p>16 that we're still on the same page, so I don't --</p> <p>17 so if you could, to make sure that the transcript</p> <p>18 is clear, I won't speak over you and you won't</p> <p>19 speak over me.</p> <p>20 A We didn't --</p> <p>21 Q Do you --</p> <p>22 A -- have --</p> <p>23 Q -- understand?</p> <p>24 A -- that issue.</p> <p>25 Q Great.</p>	<p style="text-align: right;">Page 56</p> <p>1 A A couple of years ago.</p> <p>2 Q Was it, you know, talking 2015, 2016?</p> <p>3 A Yeah, around that time, 2016.</p> <p>4 Q Okay. Now, is emotional distress the</p> <p>5 only injury that you're suing for in this lawsuit?</p> <p>6 A Correct.</p> <p>7 Q And you're suing ECFMG because you</p> <p>8 contend that ECFMG is responsible, in whole or in</p> <p>9 part, for your emotional distress?</p> <p>10 A Correct.</p> <p>11 Q Do you also contend that Prince</p> <p>12 George's Hospital Center is responsible, in whole</p> <p>13 or in part, for your emotional distress?</p> <p>14 A Correct.</p> <p>15 Q Do you also contend that the Maryland</p> <p>16 Board of Physicians is responsible, in whole or in</p> <p>17 part, for your emotional distress?</p> <p>18 A Correct.</p> <p>19 Q Do you also contend that Dr. Abdul</p> <p>20 Chaudry is responsible, in whole or in part, for</p> <p>21 your emotional distress?</p> <p>22 A Correct.</p> <p>23 Q Do you also contend that the American</p> <p>24 Board of Obstetricians and Gynecologists are</p> <p>25 responsible, in whole or in part, for your</p>

<p style="text-align: right;">Page 57</p> <p>1 emotional distress?</p> <p>2 A Correct.</p> <p>3 Q So you would say that anyone that you</p> <p>4 contend did anything to enable Dr. Akoda to</p> <p>5 practice medicine is responsible, in whole or in</p> <p>6 part, for your emotional distress?</p> <p>7 A Correct.</p> <p>8 Q Tell me about your emotional distress.</p> <p>9 A I feel angry, sad, embarrassed,</p> <p>10 ashamed. My emotions are, like, all over the</p> <p>11 place. I can't even put them into as many words</p> <p>12 that I can think of. I just can't believe that</p> <p>13 someone would do that. It's beyond me.</p> <p>14 Q And when you say "that," what are you</p> <p>15 referring to?</p> <p>16 A To pretend to be someone that they're</p> <p>17 not, to practice something that they had no rights</p> <p>18 to practice without the proper process of it all.</p> <p>19 Q And by "proper process of it all," what</p> <p>20 do you mean?</p> <p>21 A Going about it the correct way.</p> <p>22 Q And by "the correct way," you mean</p> <p>23 what?</p> <p>24 A Receiving proper documents, being</p> <p>25 truthful, being honest, doing the things that a</p>	<p style="text-align: right;">Page 59</p> <p>1 learned about the basis for this lawsuit, you</p> <p>2 learned about it from Facebook; is that correct?</p> <p>3 A Correct, from --</p> <p>4 Q And that was from a post by Monique</p> <p>5 Russell?</p> <p>6 A Correct.</p> <p>7 Q And that's one of the communications</p> <p>8 that we were talking about this morning; right?</p> <p>9 A Correct.</p> <p>10 Q So -- so you'll go take a look to see</p> <p>11 if you can find that post that Monique Russell</p> <p>12 made that you saw?</p> <p>13 A I can try to find that, yes.</p> <p>14 Q Now, with respect to your emotional</p> <p>15 distress, do you have anxiety or worry?</p> <p>16 A When it comes to physicians.</p> <p>17 Q So not in general?</p> <p>18 A No, not necessarily.</p> <p>19 Q Do you have a depressed mood?</p> <p>20 A No.</p> <p>21 Q Do you have suicidal thoughts?</p> <p>22 A No.</p> <p>23 Q Are you able to laugh and see the funny</p> <p>24 side of things?</p> <p>25 A Yes.</p>
<p style="text-align: right;">Page 58</p> <p>1 real doctor would do.</p> <p>2 Q So you're saying that a real doctor</p> <p>3 would be honest?</p> <p>4 A Correct.</p> <p>5 Q And someone who is not honest is not a</p> <p>6 real doctor?</p> <p>7 A No, not necessarily. But if you're</p> <p>8 pretending to be something that you're not, that's</p> <p>9 not being honest.</p> <p>10 Q And by "something that you're not,"</p> <p>11 what do you mean?</p> <p>12 A Not a real doctor. By practicing on</p> <p>13 women, you have no rights to do that, period, if</p> <p>14 you don't have the proper credentials. Just going</p> <p>15 through school, anything that you need to do</p> <p>16 properly to become a doctor, you should do that</p> <p>17 before you do anything that a doctor does.</p> <p>18 Q Do you know one way or the other if</p> <p>19 Dr. Akoda went to medical school?</p> <p>20 MR. ZAJDEL: Objection: asked and</p> <p>21 answered.</p> <p>22 But you can answer.</p> <p>23 THE WITNESS: No, I do not.</p> <p>24 BY MR. KLAYMAN:</p> <p>25 Q Now, getting back to when you first</p>	<p style="text-align: right;">Page 60</p> <p>1 Q Do you look forward with enjoyment to</p> <p>2 things?</p> <p>3 A Yes.</p> <p>4 Q Do you blame yourself unnecessarily</p> <p>5 when things go wrong?</p> <p>6 A No.</p> <p>7 Q Are you anxious or worried for no good</p> <p>8 reason?</p> <p>9 A No.</p> <p>10 Q Do you feel scared or panicky for no</p> <p>11 good reason?</p> <p>12 A No.</p> <p>13 Q Do you feel that things are getting on</p> <p>14 top of you?</p> <p>15 MR. ZAJDEL: Objection. It --</p> <p>16 You can answer the question.</p> <p>17 THE WITNESS: What -- what do you mean?</p> <p>18 BY MR. KLAYMAN:</p> <p>19 Q Do you feel that things overwhelm you</p> <p>20 sometimes?</p> <p>21 A Yes.</p> <p>22 Q Do you have difficulty sleeping?</p> <p>23 A Sometimes.</p> <p>24 Q How long has that been going on?</p> <p>25 A For some time -- quite some time.</p>

<p style="text-align: right;">Page 61</p> <p>1 Q If you had to give your best estimate, 2 are we talking a few -- a few weeks, many years? 3 A Yeah, probably like a couple of years. 4 Q Couple of years? 5 A (Witness nods head.) 6 Q If you had to give your best estimate 7 about when that began -- 8 A I can't. 9 Q You can't. 10 Do you feel sad or miserable? 11 A Not miserable, no. I -- I mean, in 12 general, no, not sad. 13 Q Are you so unhappy that you cry? 14 A Are we, like, in general? At times -- 15 I feel like these questions can be -- at times I 16 can feel sad to the point where I want to cry, so 17 are you speaking in general, at times? 18 Q Sure. 19 Let's say over the last six months, 20 have you -- have you at any time been so unhappy 21 that you've cried? 22 A Yes. 23 Q And do you recall what made you 24 unhappy? 25 A Yes.</p>	<p style="text-align: right;">Page 63</p> <p>1 unhappy for -- so far as this case, just knowing 2 what I know about it, the way it makes me feel, 3 the fact that I had to -- I got a second -- second 4 C-section, and I didn't have to get that. That 5 makes me very unhappy sometimes, yes. 6 Q But to your testimony just now, there 7 are other things going on in your life that also 8 make you very unhappy or, as I asked, so unhappy 9 that you cry? 10 A Okay. So there's one thing. My 11 grandmother had back surgery and it made me sad. 12 That was about it. 13 Q I'm sorry to hear that. That just -- 14 A Yeah, so . . . 15 Q And that's what you were referring to 16 when you -- 17 A Correct. 18 Q -- said you'd rather not talk about it? 19 Now, does the thought of harming 20 yourself occur to you? 21 A No. 22 Q Do you have post-traumatic stress 23 disorder because of the events giving rise to this 24 lawsuit, sometimes known as PTSD? 25 A No.</p>
<p style="text-align: right;">Page 62</p> <p>1 Q And what was that? 2 A I don't want to talk about it. 3 Q I -- I understand that you might not 4 want to talk about it, but you're under oath so 5 I -- I need an answer to the question. 6 MR. ZAJDEL: Objection. If it's 7 unrelated -- if the question is related to the 8 case, then I would agree she would have to talk 9 about it. But if it's -- I'm sorry, if she's 10 saying it's unrelated to the case, I don't know 11 why it would be relevant. 12 MR. KLAYMAN: Well, it's -- she's 13 bringing a claim for emotional distress, so other 14 things going on in her life that might be factors 15 in emotional distress that she's suffering is 16 directly relevant to the claim. 17 MR. ZAJDEL: Well, I wouldn't agree 18 with that. I'll have -- 19 MR. KLAYMAN: Let me -- maybe I'll -- 20 let me try a question. 21 BY MR. KLAYMAN: 22 Q Is the cause of that unhappiness that 23 you referred to completely unrelated to the facts 24 of this case? 25 A Sometimes. So the things that make me</p>	<p style="text-align: right;">Page 64</p> <p>1 Q Have you suffered any physical distress 2 after learning about Dr. Akoda in -- from Monique 3 Russell's Facebook post? 4 A Physically -- no, not necessarily. 5 Q When you say "not necessarily," is that 6 a no? 7 A No. 8 Q Have you ever been diagnosed with 9 depression? 10 A No. 11 Q Have you ever seen a medical 12 professional to discuss depression? 13 A No. 14 Q Have you ever discussed your emotional 15 distress with a medical professional? 16 A No. 17 Q If you were asked by a medical 18 professional about your emotional distress, would 19 you tell the truth? 20 A Yes. 21 Q And if you had been asked by a medical 22 professional in the past about your emotional 23 distress, you would have told the truth? 24 A Yes. 25 Q Do you typically tell the truth to</p>

<p style="text-align: right;">Page 65</p> <p>1 medical professionals when they ask you questions</p> <p>2 in the course of treatment?</p> <p>3 A Yes.</p> <p>4 Q Have you always told the truth to</p> <p>5 medical professionals when they're treating you?</p> <p>6 A Yes.</p> <p>7 Q When was the last time you saw a</p> <p>8 medical professional for treatment, any -- any</p> <p>9 medical professional?</p> <p>10 A Okay. I went to the doctor last month,</p> <p>11 not -- yeah, last month I had a doctor's</p> <p>12 appointment.</p> <p>13 Q So that would be -- I forget what</p> <p>14 month -- August?</p> <p>15 A Yes, in August.</p> <p>16 Q August of 2019?</p> <p>17 A Yes.</p> <p>18 Q Okay. And where was that?</p> <p>19 A That was Unity Health Care.</p> <p>20 Q What is Unity Health Care?</p> <p>21 A It's a doctor's office. It's a clinic.</p> <p>22 Q If you recall -- do you recall which</p> <p>23 doctor you were seeing?</p> <p>24 A Dr. King.</p> <p>25 Q Dr. King.</p>	<p style="text-align: right;">Page 67</p> <p>1 Dr. King.</p> <p>2 Did you do anything to research</p> <p>3 Dr. King before you went to see her for treatment?</p> <p>4 A Yes.</p> <p>5 Q What did you do?</p> <p>6 A I asked my cousin about her. I went to</p> <p>7 the doctor's office to meet her prior to my visit.</p> <p>8 Q So you met Dr. King once before you</p> <p>9 became a patient?</p> <p>10 A Yes.</p> <p>11 Q Did you look at Dr. King's resume?</p> <p>12 A No.</p> <p>13 Q Did you ask for references beyond that</p> <p>14 of your cousin?</p> <p>15 A No.</p> <p>16 Q Did you check to see if Dr. King had</p> <p>17 any specific credentials or certificates?</p> <p>18 A No.</p> <p>19 Q Did you ask to see Dr. King's test</p> <p>20 scores or medical school transcript or anything</p> <p>21 like that?</p> <p>22 A No.</p> <p>23 Q Have you ever switched doctors?</p> <p>24 A Yes.</p> <p>25 Q So if you don't like a doctor you're</p>
<p style="text-align: right;">Page 66</p> <p>1 Do you know Dr. King's first name?</p> <p>2 A I don't recall.</p> <p>3 Q Is Dr. King a man or a woman?</p> <p>4 A A woman.</p> <p>5 Q What kind of doctor is Dr. King?</p> <p>6 A She's a physician.</p> <p>7 Q Is she a specialist or a general</p> <p>8 practitioner, if you know?</p> <p>9 A I don't recall.</p> <p>10 Q Were you going for a routine physical?</p> <p>11 A Correct.</p> <p>12 Q How did you choose Dr. King as your</p> <p>13 doctor?</p> <p>14 A Well, I was referred to her.</p> <p>15 Q Okay. And referred by whom?</p> <p>16 A My cousin.</p> <p>17 Q Okay. Your cousin.</p> <p>18 And who is your cousin?</p> <p>19 A You need her name?</p> <p>20 Q Just for the record, yeah.</p> <p>21 A Oh, okay. Her name is Davida Limes.</p> <p>22 Q How do you spell the last name?</p> <p>23 A L-I-M-E-S.</p> <p>24 Q L-I-M-E-S.</p> <p>25 So -- so your cousin referred you to</p>	<p style="text-align: right;">Page 68</p> <p>1 seeing, you -- you find a new doctor?</p> <p>2 A Yes.</p> <p>3 Q Now, other than to deliver a child,</p> <p>4 have you ever been hospitalized?</p> <p>5 A Yes.</p> <p>6 Q And when was that?</p> <p>7 A I think it was 2015, I believe.</p> <p>8 Q And what was the reason for the</p> <p>9 hospitalization?</p> <p>10 A My birth control was giving me some bad</p> <p>11 side effects.</p> <p>12 Q Do you remember how long you were in</p> <p>13 the hospital?</p> <p>14 A I'm just a -- overnight, maybe a few</p> <p>15 hours.</p> <p>16 Q What was that? I'm sorry.</p> <p>17 A It was late morning, and I didn't leave</p> <p>18 until, like, the next morning, so I don't know if</p> <p>19 that's considered overnight or a few hours or --</p> <p>20 Q Sure.</p> <p>21 But you came in on one date and you</p> <p>22 left on the next date?</p> <p>23 A It was the same day I got there, maybe</p> <p>24 midnight; and I left maybe 9:00 in the next</p> <p>25 morning.</p>

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1 Q Oh, I see.
 2 A So that's why -- yeah, I didn't know if
 3 that was -- just to be technical.
 4 Q I appreciate that.
 5 So you got in really late at night or
 6 really early in the morning?
 7 A Yeah.
 8 Q Depending on how you're looking at it,
 9 I guess?
 10 A Yes.
 11 Q And then you left on the same date; it
 12 was just several hours later?
 13 A Correct.
 14 Q Any other times that you were
 15 hospitalized that you recall other than child
 16 birth, again?
 17 A No, not that I can recall.
 18 Q Have you ever been to an emergency
 19 room?
 20 A Yes.
 21 Q About how many times?
 22 A A few. I don't recall.
 23 Q Do you recall what -- what was the
 24 reason for going to the emergency room?
 25 A Being sick, you know.

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1 Q A variety of reasons?
 2 A Yes. Correct.
 3 Q Anything traumatic like a -- for a car
 4 accident, for example, or --
 5 A No.
 6 Q All right. Do you have health
 7 insurance?
 8 A Yes.
 9 Q Does insurance play a role in which
 10 medical professionals you use?
 11 A Yes.
 12 Q Tell me about what role it plays.
 13 A Because of the insurance, I have these
 14 certain doctors I can go -- certain offices that
 15 accepts my insurances, and some doesn't.
 16 Q What insurance is that, if -- if you
 17 know?
 18 A Amerigroup.
 19 Q Does your insurance company assign you
 20 doctors?
 21 A Yes, but you don't have to stick with
 22 that doctor.
 23 Q Okay. So -- so the -- so am I right to
 24 say that the insurance company will assign you a
 25 doctor, but then you have the choice to then go to

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1 some -- another doctor if you prefer?
 2 A Correct.
 3 Q Did you have insurance when you were
 4 treated by Dr. Akoda?
 5 A Yes.
 6 Q Do you remember if he was in network or
 7 if he -- if he -- if his treatment was covered by
 8 insurance?
 9 A Yes.
 10 Q Okay.
 11 (Riggins Deposition Exhibit 2 was
 12 marked for identification and attached to the
 13 transcript.)
 14 BY MR. KLAYMAN:
 15 Q So --
 16 THE COURT REPORTER: Wait a minute.
 17 BY MR. KLAYMAN:
 18 Q The court reporter --
 19 THE COURT REPORTER: Let me give it to
 20 her.
 21 There you go. Thank you.
 22 BY MR. KLAYMAN:
 23 Q So you've just been handed a document
 24 that we've marked Riggins 2. It's a record
 25 produced by the plaintiffs that they received from

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1 Unity Health Care which is the company we were
 2 just discussing; right?
 3 A Yes.
 4 Q Okay. And you see that it's dated
 5 September 23rd, 2016?
 6 A Yes.
 7 Q And just for the record, it's Bates
 8 number Plaintiffs, and then a bunch of zeros, and
 9 then 6408. So if I ask you to turn to a
 10 particular page as we go through, I'm just going
 11 to refer to the number at the end of --
 12 A Okay.
 13 Q -- that stamp. We call it a Bates
 14 stamp. I don't know who Mr. Bates was.
 15 So I want to ask you a couple of
 16 questions about this. Do you recall -- how long
 17 have you been a patient at Unity Health Care?
 18 A It's been years. I don't recall the
 19 exact year, but I've always been in that area with
 20 that doctor, this office.
 21 Q This office?
 22 A Yeah.
 23 Q So -- so this would have been your
 24 doctor's office in September 2016?
 25 A Correct.

<p style="text-align: right;">Page 73</p> <p>1 Q Do you know who Alison Lesht is? Her</p> <p>2 name is on the top right next to progress note.</p> <p>3 A I don't recall.</p> <p>4 Q From the "NP," I would gather that</p> <p>5 she's a nurse practitioner.</p> <p>6 Does that refresh your recollection</p> <p>7 or --</p> <p>8 A No.</p> <p>9 Q Now, you see the first bolded language</p> <p>10 at the top of page 6408, it says, Reason for</p> <p>11 Appointment.</p> <p>12 Do you see that?</p> <p>13 A Yes.</p> <p>14 Q And it says, Medical - Adult EST</p> <p>15 Patient. That was next to 1.</p> <p>16 And then 2, Accepted HIV Test - Serum</p> <p>17 Test Needed.</p> <p>18 3, Physical Exam.</p> <p>19 Do you see that?</p> <p>20 A Yes.</p> <p>21 Q Does that sound like the kinds of</p> <p>22 treatment you've gotten from Unity Health Care in</p> <p>23 the past?</p> <p>24 A Yes.</p> <p>25 Q Okay. So next it says, History of</p>	<p style="text-align: right;">Page 75</p> <p>1 the first item at the top, in the third line down</p> <p>2 all the way on the right, it says, Two sons -</p> <p>3 Healthy.</p> <p>4 Is that -- do you see what I'm -- what</p> <p>5 I'm referring to?</p> <p>6 A Yes.</p> <p>7 Q Was that true at the time -- that was</p> <p>8 true at the time that this was written; right?</p> <p>9 A Yes.</p> <p>10 Q All right. Now, under -- moving on to</p> <p>11 the next section, which is Social History, we're</p> <p>12 going to go through -- the first one is tobacco</p> <p>13 use. And it says, Tobacco Use Questions Current</p> <p>14 or past tobacco use: Current some day smoker.</p> <p>15 Do you see that?</p> <p>16 A Yes.</p> <p>17 Q Was that -- and that was true and</p> <p>18 correct in September 2016?</p> <p>19 A Correct.</p> <p>20 Q Skipping ahead to Drug/Alcohol Use, do</p> <p>21 you see where I'm --</p> <p>22 A Yes.</p> <p>23 Q Do you see where I am?</p> <p>24 A Yes.</p> <p>25 Q So it says, Drug Use Questions. Date</p>
<p style="text-align: right;">Page 74</p> <p>1 Present Illness. And then it starts, PHQ-2.</p> <p>2 Do you know what PHQ-2 means?</p> <p>3 A No.</p> <p>4 Q So in the text underneath it, it says,</p> <p>5 PHQ-2 Little interest or pleasure in doing things.</p> <p>6 And then it again repeats, Little interest or</p> <p>7 pleasure in doing things: No. Feeling down,</p> <p>8 depressed or hopeless: No.</p> <p>9 Do you see that?</p> <p>10 A Yes.</p> <p>11 Q Were those questions that you were</p> <p>12 asked?</p> <p>13 A I don't recall.</p> <p>14 Q You don't recall.</p> <p>15 But in September 2016, were those true</p> <p>16 statements?</p> <p>17 A Yes.</p> <p>18 Q And it wouldn't surprise you if you had</p> <p>19 told that to your treating physician --</p> <p>20 A No.</p> <p>21 Q -- if asked these questions?</p> <p>22 A Right.</p> <p>23 No.</p> <p>24 Q If you could turn to the next page, so</p> <p>25 it's Bates 6409. Under Family History, which is</p>	<p style="text-align: right;">Page 76</p> <p>1 updated 09/23/2016. Past or current drug use?</p> <p>2 Yes - current use. Which drugs used: Marijuana.</p> <p>3 Current Use/Frequency - Marijuana: occasionally.</p> <p>4 Alcohol Use Questions. Dated updated:</p> <p>5 09/23/2016. Past or current alcohol use: Yes.</p> <p>6 What type of alcohol? Wine. (One drink equals</p> <p>7 one glass equals five ounces.) How often? Once</p> <p>8 or a few times a week. How many drinks in one</p> <p>9 sitting? Four drinks (guideline for max per</p> <p>10 sitting, for men).</p> <p>11 Did I read that right?</p> <p>12 A Uh-huh.</p> <p>13 Q Was that true and acc- -- and that was</p> <p>14 true and accurate in September 2016?</p> <p>15 MR. ZAJDEL: Objection. And I'm going</p> <p>16 to instruct the witness not to answer the question</p> <p>17 with respect to marijuana use.</p> <p>18 You can answer the rest of that</p> <p>19 question.</p> <p>20 BY MR. KLAYMAN:</p> <p>21 Q So you can -- yeah, you can go ahead.</p> <p>22 A Okay. So to the drinking, yes.</p> <p>23 MR. KLAYMAN: Are you -- are you</p> <p>24 instructing her to assert her Fifth Amendment</p> <p>25 privilege?</p>

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1 MR. ZAJDEL: Yes. You're -- you're
2 asking a question about -- I've instructed her not
3 to answer, and --
4 MR. KLAYMAN: I'm just trying to
5 understand the basis. Is it the Fifth Amendment?
6 MR. ZAJDEL: Yes.
7 BY MR. KLAYMAN:
8 Q And you're accepting counsel's
9 instruction not to answer?
10 A Yes.
11 MR. ZAJDEL: Also, just -- and I'm not
12 trying to make a speaking objection. I just want
13 to put on the record -- and we did this in the
14 previous deposition -- that there's a -- with all
15 these medical records and some testimony will be
16 some information that we think deserves a
17 confidentiality stamp. We just want to reserve
18 the right to mark anything confidential before a
19 final transcript is released, including any
20 exhibits.
21 MR. KLAYMAN: Okay. That's -- that's
22 a -- your comment is noted, and we can -- we can
23 discuss that.
24 BY MR. KLAYMAN:
25 Q Now, going down to the section on OB

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1 History. If you'll see, it's right in the middle
2 of that page?
3 A Yes.
4 Q It says, Total pregnancies, four;
5 abortions, two; C-sections, two.
6 Do you see that?
7 A Yes.
8 Q Was that a true -- that was a true and
9 accurate statement in September 2016; correct?
10 A Correct.
11 Q When, if you recall, were the
12 abortions? Ballpark time period.
13 A I don't recall.
14 Q Were they -- do you recall if they were
15 before the C-sections?
16 A Yes.
17 Q And they -- and they were before the
18 C-sections?
19 A Yes.
20 Q Okay. I'm sorry. I just -- I asked a
21 bad question, so . . .
22 (Riggins Deposition Exhibit 3 was
23 marked for identification and attached to the
24 transcript.)
25 BY MR. KLAYMAN:

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1 Q So the court reporter just handed you
2 the document beginning with Bates number 7576
3 that's been marked Riggins Exhibit 3.
4 And this, again, is a Unity Health Care
5 record; right?
6 A Yes.
7 Q And the date for this one is
8 February 19th, 2017. Do you see that --
9 A Yes.
10 Q -- on the top left?
11 And you were still a patient at Unity
12 Health Care at this time?
13 A Yes.
14 Q Have you been a patient at Unity Health
15 Care continuously from, I guess, the last record,
16 September 2016, at least until today?
17 A Correct.
18 Q And, again, next to the progress note,
19 it says Martine H. Tchinda, NP.
20 Do you know who Martine H. Tchinda, NP
21 is?
22 A No.
23 Q But, again, the "NP" seems to signify
24 nurse practitioner, so it could be someone that
25 treated you; correct?

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1 MR. ZAJDEL: Objection.
2 THE WITNESS: Right.
3 BY MR. KLAYMAN:
4 Q So moving down to the reason for
5 appointment. Do you see where I'm at?
6 A Yes.
7 Q It says, 1, Medical - Walk-in pregnancy
8 test.
9 Does that sound like a reason you
10 would -- does that refresh your recollection --
11 let me strike that.
12 Do you recall why you were going to
13 Unity Health Care in February 2017?
14 A Yes.
15 Q And why was that?
16 A For a pregnancy test.
17 Q If you skip down to the section on
18 surgical history -- that's still on page 7576.
19 It's the third bolded section from the bottom.
20 Do you see where it is?
21 A Yes.
22 Q So it says, C-sections times two;
23 surgical abortion 2/2016.
24 Do you see that?
25 A Yes.

<p style="text-align: right;">Page 81</p> <p>1 Q Does that refresh your recollection at</p> <p>2 all about when the abortions happened?</p> <p>3 A Yes.</p> <p>4 Q And when did those happen?</p> <p>5 A 2016.</p> <p>6 Q 2016.</p> <p>7 A About that time somewhat.</p> <p>8 Q Now, if you move out -- move on to the</p> <p>9 next page, so 7577. I'm looking at smack in the</p> <p>10 middle where it says, Review of Systems.</p> <p>11 Do you see that in the bolded language?</p> <p>12 A Yes.</p> <p>13 Q So if you go down to the last</p> <p>14 underlined item in that section where it says,</p> <p>15 Psych, do you see that?</p> <p>16 A Yes.</p> <p>17 Q And it says, Negative for</p> <p>18 anxiety/worry, depressed mood, suicidal thoughts.</p> <p>19 Did I read that right?</p> <p>20 A Yes.</p> <p>21 Q And that was a true and accurate --</p> <p>22 accurate statement of your well-being in</p> <p>23 February 2017?</p> <p>24 A Yes.</p> <p>25 MR. KLAYMAN: That will be 4.</p>	<p style="text-align: right;">Page 83</p> <p>1 before that, there's a certificate of service, and</p> <p>2 then the page before that, there's a page called</p> <p>3 Verification.</p> <p>4 A Oh, yeah.</p> <p>5 Q It has a 14 at the bottom.</p> <p>6 Do you see that?</p> <p>7 A Yes.</p> <p>8 Q Okay. And it says, I, Jasmine Riggins,</p> <p>9 hereby aver that the factual statements in the</p> <p>10 foregoing answers to interrogatories are true and</p> <p>11 correct to the best of my knowledge, information</p> <p>12 and belief, and that these answers are made</p> <p>13 subject to the penalties relating to unsworn</p> <p>14 falsification to authorities.</p> <p>15 Right?</p> <p>16 A Yes.</p> <p>17 Q And then it's dated June 13, 2019; is</p> <p>18 that right?</p> <p>19 A Yes.</p> <p>20 Q And then there's a line for -- and a</p> <p>21 signature that -- are those your signature for</p> <p>22 Jasmine Riggins?</p> <p>23 A Yes.</p> <p>24 Q Does that refresh your recollection</p> <p>25 about if whether you've seen this document before?</p>
<p style="text-align: right;">Page 82</p> <p>1 (Riggins Deposition Exhibit 4 was</p> <p>2 marked for identification and attached to the</p> <p>3 transcript.)</p> <p>4 BY MR. KLAYMAN:</p> <p>5 Q So the court reporter has just handed</p> <p>6 you the document that's been marked Riggins</p> <p>7 Exhibit 4.</p> <p>8 Do you recognize the document?</p> <p>9 A I can't say yes or no.</p> <p>10 Q Are you familiar with -- with</p> <p>11 interrogatories?</p> <p>12 A Yes.</p> <p>13 Q So -- so as you can see from the title</p> <p>14 there, this document is entitled, Plaintiff</p> <p>15 Jasmine Riggins' Supplemental Answers to First Set</p> <p>16 of Interrogatories and Supplemental Responses to</p> <p>17 First Set of Requests for Production of Documents.</p> <p>18 A Uh-huh.</p> <p>19 Q Right?</p> <p>20 A Yes.</p> <p>21 Q So these are discovery requests that</p> <p>22 were served by your counsel on ECFMG in response</p> <p>23 to certain interrogatories and document requests.</p> <p>24 Does it -- and if you turn to the back,</p> <p>25 let's see, there's a long list of names, but right</p>	<p style="text-align: right;">Page 84</p> <p>1 A Yes.</p> <p>2 Q Earlier today, you testified that you</p> <p>3 weren't sure of when you saw the Facebook post</p> <p>4 from Monique Russell.</p> <p>5 Do you recall that?</p> <p>6 A You said that I wasn't sure that --</p> <p>7 Q Yeah, that you said you weren't sure.</p> <p>8 A Okay.</p> <p>9 Q Of the date; is that right?</p> <p>10 A The date, yes.</p> <p>11 Q Yes.</p> <p>12 A Correct.</p> <p>13 Q So if you could turn to page 3 of the</p> <p>14 interrogatories.</p> <p>15 A Okay.</p> <p>16 Q I'll just direct you to the very</p> <p>17 bottom, the first full line where it says,</p> <p>18 Plaintiff began experiencing these injuries when</p> <p>19 she learned in July 2017 that Akoda was not really</p> <p>20 a doctor.</p> <p>21 Do you see that?</p> <p>22 A Yes.</p> <p>23 Q Does that refresh your recollection</p> <p>24 about when you saw Monique Russell's Facebook post</p> <p>25 about Dr. Akoda?</p>

<p style="text-align: right;">Page 85</p> <p>1 A Correct.</p> <p>2 Q And -- and when was that?</p> <p>3 A In 2017.</p> <p>4 Q In July 2017; right?</p> <p>5 A Yes.</p> <p>6 Q Okay. So all of the medical records</p> <p>7 that we've looked at so far -- so that would be</p> <p>8 Riggins Exhibit 2 and Exhibit 3 -- were from</p> <p>9 before July of 2017; right?</p> <p>10 You can pull them up again if you want</p> <p>11 to --</p> <p>12 A Yeah, they say -- this is 2016.</p> <p>13 Yes.</p> <p>14 Q How soon after learning, as you say in</p> <p>15 your interrogatory response, that Akoda was not</p> <p>16 really a doctor, did you begin experiencing</p> <p>17 emotional distress?</p> <p>18 A Immediately once I --</p> <p>19 Q Immediately?</p> <p>20 A Yeah, once I found out, I just felt</p> <p>21 really bad, yeah.</p> <p>22 Q Did you experience the emotional</p> <p>23 distress continuously after that time, or was it</p> <p>24 intermittent?</p> <p>25 A Yeah, intermittent.</p>	<p style="text-align: right;">Page 87</p> <p>1 A Correct.</p> <p>2 Q -- correct?</p> <p>3 Have you thought about going to see a</p> <p>4 health care provider for treatment of your</p> <p>5 injuries?</p> <p>6 A Yeah, I thought about it.</p> <p>7 Q And you decided against it?</p> <p>8 A It just so -- it was just a thought,</p> <p>9 like -- yeah, you could say I decided against it.</p> <p>10 Just wasn't something I really wanted to keep</p> <p>11 talking about.</p> <p>12 (Riggins Deposition Exhibit 5 was</p> <p>13 marked for identification and attached to the</p> <p>14 transcript.)</p> <p>15 BY MR. KLAYMAN:</p> <p>16 Q So the court reporter has handed you</p> <p>17 the document that's been marked Riggins Exhibit 5</p> <p>18 which begins on Bates number 6442. And this again</p> <p>19 looks like a Unity Health Care record; right?</p> <p>20 A Yes.</p> <p>21 Q And in the top left, the date here is</p> <p>22 September 7th, 2017 --</p> <p>23 A Yes.</p> <p>24 Q -- is that right?</p> <p>25 So that's after the July 2017 date that</p>
<p style="text-align: right;">Page 86</p> <p>1 Q Intermittent?</p> <p>2 A Yeah.</p> <p>3 Q So it would come and it would go, in</p> <p>4 other words?</p> <p>5 A Yes.</p> <p>6 Q How frequently would you experience the</p> <p>7 emotional distress?</p> <p>8 A More often than not, yeah. The more I</p> <p>9 thought about it, it weighed on me, yeah.</p> <p>10 Q And how often would you think about it?</p> <p>11 A Almost every day, every other day. I</p> <p>12 tried not to think about it, but it would always</p> <p>13 come up in my mind.</p> <p>14 Q So on page 3 of the -- of Exhibit 4,</p> <p>15 the second line from the bottom says, Plaintiff</p> <p>16 has not seen any health care providers for</p> <p>17 treatment of these injuries.</p> <p>18 Do you see that?</p> <p>19 A Yes.</p> <p>20 Q And that was a true and accurate</p> <p>21 statement when these were -- when you signed the</p> <p>22 verification in June of 2019; correct?</p> <p>23 A Correct.</p> <p>24 Q And that's still a true and accurate</p> <p>25 statement --</p>	<p style="text-align: right;">Page 88</p> <p>1 was referred to in the interrogatories?</p> <p>2 A Correct.</p> <p>3 Q And up in the top right where it says</p> <p>4 progress note, this time it says, Yolanda E.</p> <p>5 Klemmer, CNM.</p> <p>6 Do you know who Dr. Klemmer is?</p> <p>7 A Yes.</p> <p>8 Q And who is Dr. Klemmer?</p> <p>9 MR. ZAJDEL: Objection: misstates</p> <p>10 facts. It says certified nurse --</p> <p>11 MR. KLAYMAN: Oh, sure. I forgot.</p> <p>12 Forgive me.</p> <p>13 BY MR. KLAYMAN:</p> <p>14 Q So do you know who Yolanda Klemmer is?</p> <p>15 A Yes.</p> <p>16 Q And who is Yolanda Klemmer?</p> <p>17 A She was my OB when I was at Unity.</p> <p>18 Q Was it your understanding that she was</p> <p>19 a medical doctor or that she is a medical doctor?</p> <p>20 Do you still -- strike that. Let me</p> <p>21 start again.</p> <p>22 Do you still see Yolanda Klemmer?</p> <p>23 A No.</p> <p>24 Q When was the last time you saw Yolanda</p> <p>25 Klemmer for treatment?</p>

<p style="text-align: right;">Page 89</p> <p>1 A Back in 27 -- 2018 after I had my baby.</p> <p>2 Q But you're not a current patient of</p> <p>3 Yolanda Klemmer?</p> <p>4 A No.</p> <p>5 Q And it was your understanding when you</p> <p>6 were a patient that she was a medical doctor?</p> <p>7 A Yes.</p> <p>8 Q Would you refer to her as Dr. Klemmer</p> <p>9 when you saw her?</p> <p>10 A Yes.</p> <p>11 Q Now, if you look at, again, the Reason</p> <p>12 for Appointment --</p> <p>13 That will be the first bolded language.</p> <p>14 Do you say where I'm at?</p> <p>15 A Yeah.</p> <p>16 Q Okay. So it says, 1, medical - OB</p> <p>17 visit. 2, prenatal care.</p> <p>18 And that's a true and accurate</p> <p>19 statement of the treatment you were receiving from</p> <p>20 Klemmer in September 2017?</p> <p>21 A Yes.</p> <p>22 Q Moving on to the next bolded language</p> <p>23 where it says History of Present Illness, do you</p> <p>24 see that?</p> <p>25 A Yes.</p>	<p style="text-align: right;">Page 91</p> <p>1 Yolanda E. Klemmer; right?</p> <p>2 A Yes.</p> <p>3 Q And here it says -- go through again</p> <p>4 what we did in the last record.</p> <p>5 So Reason for Appointment, 1, medical,</p> <p>6 dash, OB visit.</p> <p>7 Do you see that?</p> <p>8 A Yes.</p> <p>9 Q And that's a true and accurate</p> <p>10 statement for why you were seeing Yolanda Klemmer</p> <p>11 in October 2017?</p> <p>12 A Yes.</p> <p>13 Q Klemmer was treating you in connection</p> <p>14 with your -- with the birth of your third child;</p> <p>15 is that right?</p> <p>16 A Yes.</p> <p>17 Q So again moving down to the PHQ-2,</p> <p>18 PHQ-2, little interest or pleasure in doing</p> <p>19 things. Little interest or pleasure in doing</p> <p>20 things, no. Feeling down depressed or hopeless,</p> <p>21 no.</p> <p>22 Do you see that?</p> <p>23 A Yes.</p> <p>24 Q And that's a true and accurate</p> <p>25 statement of your well-being in October 2017?</p>
<p style="text-align: right;">Page 90</p> <p>1 Q So here is again that reference to</p> <p>2 PHQ-2. And it says PHQ-2, little interest or</p> <p>3 pleasure in doing things. Little interest or</p> <p>4 pleasure in doing things, no. Feeling down,</p> <p>5 depressed or hopeless, no.</p> <p>6 Did I read that right?</p> <p>7 A Yes.</p> <p>8 Q And that's -- and that's a true and</p> <p>9 accurate statement of your well-being in</p> <p>10 September 2017; correct?</p> <p>11 A Yes.</p> <p>12 (Riggins Deposition Exhibit 6 was</p> <p>13 marked for identification and attached to the</p> <p>14 transcript.)</p> <p>15 BY MR. KLAYMAN:</p> <p>16 Q So the court reporter just handed you</p> <p>17 another document. This one is Riggins Exhibit 6.</p> <p>18 And it begins on Bates number 6478. And this also</p> <p>19 appears to be a Unity Health Care medical record;</p> <p>20 right?</p> <p>21 A Yes.</p> <p>22 Q And the date up in the top left is</p> <p>23 October 13, 2017.</p> <p>24 A Yes.</p> <p>25 Q And again, next to Progress Note it has</p>	<p style="text-align: right;">Page 92</p> <p>1 A Yes.</p> <p>2 Q Now, moving down to the next underlined</p> <p>3 section which is postpartum visit.</p> <p>4 So I gather from postpartum that this</p> <p>5 is after you gave birth?</p> <p>6 A Yes.</p> <p>7 Q When -- when -- when did you give birth</p> <p>8 for -- in 2017?</p> <p>9 A It was on October 2nd.</p> <p>10 Q Okay. So this is within two weeks of</p> <p>11 the -- of the birth?</p> <p>12 A Yes.</p> <p>13 Q Okay. We're going to read through it</p> <p>14 and I'll ask you a couple of questions.</p> <p>15 So, Delivery (if not captured in</p> <p>16 flowsheet), Maternal date of discharge October 4,</p> <p>17 2017. Newborn date of discharge, October 4, 2017.</p> <p>18 Date of delivery, October 2nd, 2017.</p> <p>19 So that's the same date you just said;</p> <p>20 right?</p> <p>21 A Yes.</p> <p>22 Q Right.</p> <p>23 Intrapartum complications, none. Type</p> <p>24 of delivery, C/S. That's probably a reference to</p> <p>25 a C-section; is that right?</p>

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1 A I believe so.

2 Q You delivered your child in 2017

3 through a C-section?

4 A Yes.

5 Q Place of delivery, Washington Hospital

6 Center; is that right?

7 A Yes.

8 Q Anesthesia, epidural/spinal. And

9 that's the correct method of anesthesia that you

10 had during delivery?

11 A Correct.

12 Q Gender, female. I take it that

13 that's -- I take it that's --

14 A Correct.

15 Q -- for your daughter?

16 A Yes.

17 Q Birth weight pounds, 7; birth weight

18 ounces, 13.

19 So next is postpartum depression

20 screening. I have been able to laugh and see the

21 funny side of things: 0 - As much as I always

22 could. I have looked forward with enjoyment to

23 things: 0 - As much as I ever did. I have blamed

24 myself unnecessarily when things went wrong: 0 -

25 No, never. I have been anxious or worried for no

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1 good reason: 0 - No, not at all. I felt scared or

2 panicky for no good reason: 0 - No, not at all.

3 Things have been getting on top of me: 0 - No, I

4 have been coping as well as ever. I have been so

5 unhappy that I have had difficulty sleeping: 0 -

6 No, not at all. I have felt sad or miserable:

7 0 - No, not at all. I've been so unhappy that I

8 have been crying: 0 - No, never. The thought of

9 harming myself has occurred to me: 0 - Never.

10 Total score: 0. Score is 12 or higher: No.

11 Negative screening result: Yes.

12 Did I read that all correctly?

13 A Yes.

14 Q Now, I know that was a lot of

15 questions, but was that a true and correct

16 statement of your well-being in October 2017?

17 A Correct.

18 Q And then name of child, Taniya?

19 A Taniya.

20 Q Taniya?

21 A Yes.

22 Q Oh. Even better. Taniya Richardson.

23 Great.

24 Just give me one second while I figure

25 something out.

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1 So you're the named plaintiff in --

2 strike that.

3 You were a named plaintiff in

4 litigation relating to Dr. Akoda in Maryland; is

5 that right?

6 A Yes.

7 Q Do you recall when that lawsuit was

8 filed?

9 A No, I don't recall.

10 MR. KLAYMAN: This is 7.

11 (Riggins Deposition Exhibit 7 was

12 marked for identification and attached to the

13 transcript.)

14 BY MR. KLAYMAN:

15 Q So the court reporter has just handed

16 you a document that's been marked Riggins

17 Exhibit 7.

18 Do you recognize the document?

19 A Yes.

20 Q And what is it?

21 A It's a class action complaint.

22 Q And it's in the Circuit Court for

23 Prince George's County, Maryland?

24 A Correct.

25 Q And your name is in the top left of the

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1 caption, so it says -- right underneath Monique

2 Russell, it says Jasmine Riggins, 312 37th Street,

3 Apartment Number 304, Washington, D.C., 20019?

4 A Yes.

5 Q And that's you?

6 A Yes.

7 Q And then if you look at the stamp

8 that's kind of sideways on the front page, you see

9 the -- the year is a little fuzzy, I guess, but it

10 looks like 2000 -- to my eye it looks like 2017,

11 September 11.

12 Do you see that?

13 A Yes.

14 Q So does that refresh your recollection

15 about when the lawsuit was filed in Maryland?

16 A Yes.

17 Q And when was that?

18 A In September of 2017.

19 Q Okay.

20 (Riggins Deposition Exhibit 8 was

21 marked for identification and attached to the

22 transcript.)

23 BY MR. KLAYMAN:

24 Q So the court reporter has handed you a

25 document that's been marked Riggins Exhibit 8, and

<p style="text-align: right;">Page 97</p> <p>1 the Bates number on the bottom is 6480. And it 2 looks like another united -- Unity Health Care 3 medical record; right? 4 A Yes. 5 Q And in the top left of this first page, 6 the date on it is November 9th, 2017. 7 Do you see that? 8 A Yes. 9 Q And again, the progress note has 10 Yolanda E. Klemmer; right? 11 A Yes. 12 Q And this time the Reason for 13 Appointment is -- you see where I'm at -- 14 A Yes. 15 Q -- looking at the top? 16 So 1, Medical - OB visit; 2, Pregnancy 17 test; 3, Postpartum exam. 18 Is that a true and correct statement of 19 the reasons you went to Unity Health Care in 20 November 2017? 21 A Correct. 22 Q Again, under History of Present 23 Illness, it says at the first couple of lines, 24 PHQ-2, little interest or pleasure of doing 25 things. Little pleasure or interest in doing</p>	<p style="text-align: right;">Page 99</p> <p>1 difficulty sleeping: 0 - No, not at all. I have 2 felt sad or miserable: 0 - No, not at all. I 3 have been so unhappy that I have been crying: 0 - 4 No, never. The thought of harming myself has 5 occurred to me: 0 - Never. Total score: 2. 6 Score is 12 or higher: No. Negative screening 7 result: Yes. 8 Did I read that all correctly? 9 A Yes. 10 Q And is that a true and accurate 11 statement of your well-being in November of 2017? 12 A Yeah. 13 MR. ZAJDEL: Objection. 14 THE WITNESS: Sorry. Sorry. 15 MR. ZAJDEL: Objection: compound 16 question. 17 She can answer it. 18 MR. KLAYMAN: Sure. So -- so -- 19 MR. ZAJDEL: I think she already did, 20 but -- 21 BY MR. KLAYMAN: 22 Q Yeah. So each of those -- so each of 23 those is a true statement of your well-being in 24 November 2017? 25 A Yes.</p>
<p style="text-align: right;">Page 98</p> <p>1 things, no. Feeling down, depressed or hopeless, 2 no. 3 Do you see that? 4 A Yes. 5 Q And that's a true and accurate 6 statement of your well-being in November of 2017? 7 A Yes. 8 Q And again if you go down to postpartum 9 visit, so it's underlined, I'm going to skip the 10 first couple of lines, but in the fifth line down 11 right in the middle, do you see the words 12 "postpartum depression screening"? 13 A Yes. 14 Q Okay. I'm just going to read it into 15 the record. I have been able to laugh and see the 16 funny side of things: 0 - As much as I always 17 could. I have looked forward with enjoyment to 18 things: 0 - As much as I ever did. I have blamed 19 myself unnecessarily when things went wrong: 2 - 20 Yes, some of the time. I have been anxious or 21 worried for no good reason: 0 - No, not at all. 22 I have felt scared or panicky for no good reason: 23 0 - No, not at all. Things have been getting on 24 top of me: 0 - No, I have been coping as well as 25 ever. I have been so unhappy that I have had</p>	<p style="text-align: right;">Page 100</p> <p>1 Q If you recall earlier, I asked you 2 about your difficulty sleeping. 3 Do you remember I asked you that -- a 4 question about that? 5 A Yes. 6 Q So does the statement here from 7 November 2017, I've been so unhappy that I've had 8 difficulty sleeping, 0, no, not at all. Does that 9 refresh your recollection about when any sleep 10 difficulties you've testified to earlier began? 11 A Yes, but this is -- I haven't been so 12 unhappy that it caused difficulty sleeping. 13 Q Oh, okay. So the difficulty sleeping 14 is unrelated to your emotional distress? 15 MR. ZAJDEL: Objection. The question 16 was asked and answered. 17 You can answer -- you can answer the 18 question. 19 THE WITNESS: What was the question? 20 BY MR. KLAYMAN: 21 Q The question was so is the difficulty 22 sleeping that you testified to earlier unrelated 23 to your emotional distress? 24 A Correct. I'd say that. 25 MR. KLAYMAN: I'm sorry. Just give me</p>

<p style="text-align: right;">Page 101</p> <p>1 one second.</p> <p>2 BY MR. KLAYMAN:</p> <p>3 Q Do you recall when this lawsuit was</p> <p>4 filed?</p> <p>5 A In 2017? This one?</p> <p>6 Q So, I'm not talking about the Maryland</p> <p>7 litigation. I'm talking about the litigation</p> <p>8 that's here against ECFMG that we're here for</p> <p>9 today?</p> <p>10 A I believe it was -- I don't recall. I</p> <p>11 don't want to give the wrong day.</p> <p>12 (Riggins Deposition Exhibit 9 was</p> <p>13 marked for identification and attached to the</p> <p>14 transcript.)</p> <p>15 BY MR. KLAYMAN:</p> <p>16 Q So the court reporter has just handed</p> <p>17 you a document that is marked Riggins Exhibit 9.</p> <p>18 Have you seen this document before?</p> <p>19 You can flip through it to see if</p> <p>20 it . . .</p> <p>21 A (Witness reviews document.)</p> <p>22 I honestly . . .</p> <p>23 (Witness continues reviewing document.)</p> <p>24 Okay. I'm not honestly sure.</p> <p>25 Sorry. I don't recall seeing this.</p>	<p style="text-align: right;">Page 103</p> <p>1 Q And -- and when was it filed?</p> <p>2 A November of 2018.</p> <p>3 Q Okay. You can set that aside for a</p> <p>4 moment.</p> <p>5 (Riggins Deposition Exhibit 10 was</p> <p>6 marked for identification and attached to the</p> <p>7 transcript.)</p> <p>8 BY MR. KLAYMAN:</p> <p>9 Q So the court reporter has handed you a</p> <p>10 document that's marked Riggins Exhibit 10, and the</p> <p>11 Bates number is 6488 is where it begins.</p> <p>12 And again this looks like a Unity</p> <p>13 Health Care medical record; right?</p> <p>14 A Yes.</p> <p>15 Q And this time the date is April 18th,</p> <p>16 2019, in the top left; is that right?</p> <p>17 A Yes.</p> <p>18 Q And next to the progress note, it says,</p> <p>19 Taisei Suzuki, DO.</p> <p>20 Do you know who that is?</p> <p>21 A Yes.</p> <p>22 Q And who is that?</p> <p>23 A He's a doctor at Unity Health Care, but</p> <p>24 he's a -- he's a doctor at Unity Health Care.</p> <p>25 Q He's a doctor at Unity Health Care you</p>
<p style="text-align: right;">Page 102</p> <p>1 Some of it looks familiar, but I can't --</p> <p>2 Q Okay. Well, on the third page of the</p> <p>3 document, which has a -- a case caption, you'll</p> <p>4 see -- or, yeah, right there.</p> <p>5 Underneath Monique Russell, it says</p> <p>6 Jasmine Riggins, 312 37th Street, Apartment Number</p> <p>7 304 --</p> <p>8 A Yes.</p> <p>9 Q -- Washington, D.C. 20019.</p> <p>10 Right?</p> <p>11 A Yes.</p> <p>12 Q And that's you?</p> <p>13 A Yes.</p> <p>14 Q So this is the complaint that was filed</p> <p>15 to initiate this lawsuit?</p> <p>16 A (Witness nods head.)</p> <p>17 Q And on the front page, do you see --</p> <p>18 there's a stamp -- there are two stamps, actually.</p> <p>19 One says -- one in the middle says,</p> <p>20 Filed Pro Prothy, November 14, 2018.</p> <p>21 Do you see that?</p> <p>22 A Yes.</p> <p>23 Q Does that refresh your recollection at</p> <p>24 all as to when the lawsuit was filed?</p> <p>25 A Yes.</p>	<p style="text-align: right;">Page 104</p> <p>1 said?</p> <p>2 A Yeah.</p> <p>3 Q I'm sorry. I just couldn't hear you.</p> <p>4 A Yeah. Sorry about that.</p> <p>5 Q Do you know what kind of doctor, like,</p> <p>6 an OB or a general practitioner or you're not</p> <p>7 sure?</p> <p>8 A I'm not sure.</p> <p>9 Q Okay. And moving to the first, it</p> <p>10 says, Reason for Appointment, 1, Medical - adult</p> <p>11 EST patient, patient request birth control</p> <p>12 referral; 2, FP - birth control.</p> <p>13 Do you see -- did I read that right?</p> <p>14 A Yes.</p> <p>15 Q And that's a true and accurate</p> <p>16 statement of the reasons why you went to Unity</p> <p>17 Health Care in April of 2019?</p> <p>18 A Yes.</p> <p>19 Q And moving down, excuse me, to -- under</p> <p>20 History of Present Illness, so the second</p> <p>21 underline is PHQ-2 where it says, PHQ-2, little</p> <p>22 interest or pleasure in doing things. Little</p> <p>23 interest or pleasure in doing things, no. Feeling</p> <p>24 down, depressed or hopeless, no.</p> <p>25 Do you see that?</p>

<p style="text-align: right;">Page 105</p> <p>1 A Yes.</p> <p>2 Q Is that a true and accurate statement</p> <p>3 of your well-being in April 2019?</p> <p>4 A Yes.</p> <p>5 Q Have you ever testified to feeling</p> <p>6 depressed?</p> <p>7 A I'm sorry?</p> <p>8 Q Have you ever testified to feeling</p> <p>9 depressed?</p> <p>10 A I don't recall.</p> <p>11 MR. KLAYMAN: Is this 11?</p> <p>12 THE COURT REPORTER: Uh-huh.</p> <p>13 (Riggins Deposition Exhibit 11 was</p> <p>14 marked for identification and attached to the</p> <p>15 transcript.)</p> <p>16 BY MR. KLAYMAN:</p> <p>17 Q So the court reporter has just handed</p> <p>18 you what's been marked Russell -- uh, Riggins -- I</p> <p>19 get them confused here -- Riggins Exhibit 11.</p> <p>20 Do you recognize this document?</p> <p>21 A (Witness reviews document.) Yes.</p> <p>22 Yes.</p> <p>23 Q Yes?</p> <p>24 And what is it?</p> <p>25 A Response to defendants' request for</p>	<p style="text-align: right;">Page 107</p> <p>1 A Yes.</p> <p>2 Q -- about feeling depressed?</p> <p>3 A Uh-huh. I don't recall the dates.</p> <p>4 Q You don't recall the dates, you said?</p> <p>5 A Yeah.</p> <p>6 Q Oh, okay.</p> <p>7 A Yeah.</p> <p>8 Q Of -- the dates of what?</p> <p>9 A Of the question.</p> <p>10 Q Oh, of when the -- when you answered</p> <p>11 this question?</p> <p>12 A Yes.</p> <p>13 Q Okay. But you -- but you do recall</p> <p>14 having testified at your deposition --</p> <p>15 A Correct.</p> <p>16 Q -- that you were feeling depressed?</p> <p>17 A Correct.</p> <p>18 It's cold in here.</p> <p>19 Q So in April 2019, in Riggins</p> <p>20 Exhibit 10, you told your medical professional</p> <p>21 that you were not feeling depressed; right?</p> <p>22 A Yes.</p> <p>23 Q But then at your deposition in the</p> <p>24 Maryland litigation, you testified that you were</p> <p>25 feeling depressed?</p>
<p style="text-align: right;">Page 106</p> <p>1 admissions.</p> <p>2 Q And you can see from the top of the</p> <p>3 first page it's in the Circuit Court for Prince</p> <p>4 George's County, Maryland?</p> <p>5 A Yes.</p> <p>6 Q And in the case caption, it's Monique</p> <p>7 Russell, et al. -- there are multiple names,</p> <p>8 but -- versus Dimensions Health Corp.</p> <p>9 Do you see that?</p> <p>10 A Yes.</p> <p>11 Q Okay. And this is the other lawsuit</p> <p>12 that you were a plaintiff in?</p> <p>13 A Correct.</p> <p>14 Q So if you turn to request number 21, it</p> <p>15 says, You claim that you suffer from depression as</p> <p>16 a result of your allegations against the</p> <p>17 defendants.</p> <p>18 And then the response is an objection.</p> <p>19 And then it says, As plaintiff testified at her</p> <p>20 deposition, she has been depressed.</p> <p>21 A Okay.</p> <p>22 Q Do you see that?</p> <p>23 A Yes.</p> <p>24 Q So does that refresh your recollection</p> <p>25 about whether you testified --</p>	<p style="text-align: right;">Page 108</p> <p>1 A Correct. I was not feeling depressed</p> <p>2 at that time of my visit.</p> <p>3 Q At the time of your visit?</p> <p>4 A Yeah, I was not feeling depressed at</p> <p>5 that time.</p> <p>6 Q Okay. So you're -- and you're talking</p> <p>7 about your visit to Unity Health Care?</p> <p>8 A Correct.</p> <p>9 Q Okay. Do you recall being asked about</p> <p>10 feeling depressed when you visited Unity Health</p> <p>11 Care?</p> <p>12 A Yes. They always ask those questions.</p> <p>13 Q Okay. Did you ever think to say to</p> <p>14 them that you had been feeling depressed in</p> <p>15 between visits?</p> <p>16 A No.</p> <p>17 Q Did they ever ask if you were feeling</p> <p>18 depressed in between visits?</p> <p>19 A No.</p> <p>20 Q Did they ask these orally or did they</p> <p>21 ask them in writing, if you recall?</p> <p>22 A They asked them orally.</p> <p>23 Q Orally.</p> <p>24 And you gave the same answer from</p> <p>25 Riggins Exhibit 10 in several of the other Unity</p>

<p style="text-align: right;">Page 109</p> <p>1 Health Care medical records that we went through; 2 right? 3 A Correct. They asked about that day. 4 Q Okay. So each time you -- you went, 5 you were answering about that day? 6 A Correct. 7 Q And you never thought to tell them that 8 you were feeling depressed in between your visits? 9 A No. 10 Q During any of these time periods? 11 A No. 12 Q Why do you think your -- that Unity 13 Health Care was asking you these questions? 14 A Because it's just something that they 15 want to know how you feel during that day at the 16 time of visit. 17 Q Do you think they would be interested 18 to -- in -- in terms of treating you, do you think 19 they would have wanted to know if you had been 20 depressed in between visits? 21 A I'm not honestly sure. I don't think 22 there's something -- I didn't think that that was 23 something that they would consider, something that 24 they would deal with. I would think that I would 25 go to another place for that.</p>	<p style="text-align: right;">Page 111</p> <p>1 them for a referral to somewhere that could treat 2 your depression? 3 A No. 4 Q Do you think they would be able to 5 refer you to someone who could treat your -- your 6 feeling depressed? 7 A I'm not honestly sure. 8 MR. KLAYMAN: We've been going for a 9 little while, so why don't we take a quick break 10 if that's all right. 11 THE WITNESS: Okay. 12 THE VIDEOGRAPHER: Off the record at 13 11:23. 14 (Recess -- 11:23 a m.) 15 (After recess -- 11:35 a m.) 16 THE VIDEOGRAPHER: We are back on the 17 record at 11:35. 18 EXAMINATION BY COUNSEL FOR THE DEFENDANT 19 BY MR. SHAFFER: 20 Q Ms. Riggins, I want to ask you some 21 questions about the litigation that you initiated 22 in Maryland state court against Dimensions Health 23 Care, okay? 24 A Okay. 25 Q When did you file that lawsuit?</p>
<p style="text-align: right;">Page 110</p> <p>1 Q Another place? 2 A Yeah. 3 Q What do you mean? 4 A Like to see someone else versus this 5 Unity Health Care. 6 Q Where else would you have gone to seek 7 treatment? 8 A Other places that help, like a 9 therapist or anybody else that has to do with 10 emotional depression, things like that, how you 11 feel. 12 Q Do you know whether Unity Health Care 13 has therapists on staff? 14 A I do -- no, not really. 15 Q Did you ever ask? 16 A No. 17 Q Why not? 18 A It just didn't seem like that type of 19 place. 20 Q Did you ever ask them for a referral to 21 a -- to a -- a place that would be more equipped 22 in your estimation to treat your feeling -- your 23 intermittent depression, I guess? 24 A You said would I ask them? 25 Q Would you have asked -- or did you ask</p>	<p style="text-align: right;">Page 112</p> <p>1 MR. ZAJDEL: Objection: asked and 2 answered. 3 You can answer. 4 MR. SHAFFER: When? This morning? 5 MR. ZAJDEL: (Indicating 6 affirmatively.) 7 BY MR. SHAFFER: 8 Q Okay. So you told my colleague that it 9 was in September of 2017; is that correct? 10 A Correct. 11 Q Okay. And why did you file that 12 lawsuit? 13 A I'm sorry. 14 Q That's okay. 15 My question was why you filed the 16 lawsuit. Was -- was the reason you filed the 17 lawsuit because you believed that Dimensions 18 Health Care was responsible for your emotional 19 injuries related to your interactions with 20 Dr. Akoda? 21 A Correct. 22 Q Okay. And you're one of the named 23 plaintiffs in that lawsuit; correct? 24 A Correct. 25 Q Okay. Is that lawst- -- lawsuit still</p>

<p style="text-align: right;">Page 113</p> <p>1 active today?</p> <p>2 A Correct.</p> <p>3 Q It is?</p> <p>4 A I believe -- I'm sorry.</p> <p>5 Q If you don't know, just --</p> <p>6 A Yeah. I don't recall. I'm sorry.</p> <p>7 Q Okay. Have you gotten any money from</p> <p>8 Dimensions Health Care in connection with your</p> <p>9 lawsuit?</p> <p>10 A No.</p> <p>11 Q Has anybody told you that you will be</p> <p>12 getting money from Dimensions Health Care?</p> <p>13 A No.</p> <p>14 Q Okay. Did anybody tell you whether</p> <p>15 they were going to dismiss your lawsuit against</p> <p>16 Dimensions Health Care?</p> <p>17 MR. ZAJDEL: Objection. That would be</p> <p>18 attorney-client privilege.</p> <p>19 BY MR. SHAFFER:</p> <p>20 Q Well, do you know whether your lawsuit</p> <p>21 against Dimensions Health Care has been dismissed</p> <p>22 or not?</p> <p>23 A I don't recall.</p> <p>24 Q Okay. So it might have been, but it</p> <p>25 might not have been?</p>	<p style="text-align: right;">Page 115</p> <p>1 page, which has the Bates number ending in 8683,</p> <p>2 you'll see that it's a certificate of service</p> <p>3 dated September 3rd, 2019, which was 13 days ago.</p> <p>4 Have you ever seen this document</p> <p>5 before?</p> <p>6 A No.</p> <p>7 Q Do you know what this document is?</p> <p>8 A A stipulation of dismissal without</p> <p>9 prejudice in the Circuit Court of Prince George's</p> <p>10 County, Maryland.</p> <p>11 Q What's your understanding of what</p> <p>12 this -- what this document does?</p> <p>13 A Dismisses a case.</p> <p>14 Q Okay. Do you know whether this is the</p> <p>15 lawsuit that you held -- you are a plaintiff in</p> <p>16 against Dimensions Health Care?</p> <p>17 A Yes.</p> <p>18 Q It is?</p> <p>19 A Yes, I see my name.</p> <p>20 Q Okay. I think you have some exhibits</p> <p>21 in front of you. Do you want to look back at</p> <p>22 Exhibit 7 that Mr. Klayman showed you this</p> <p>23 morning?</p> <p>24 And if you take a look at the first</p> <p>25 page of Riggins 7, there's a case number on the</p>
<p style="text-align: right;">Page 114</p> <p>1 A Correct. It might have --</p> <p>2 Q Isn't that kind of a big deal, like if</p> <p>3 you filed a lawsuit and then it got dismissed, you</p> <p>4 would know?</p> <p>5 A Correct.</p> <p>6 Q But you -- as you sit here today, you</p> <p>7 don't know?</p> <p>8 A I don't recall, correct.</p> <p>9 Q Okay.</p> <p>10 (Riggins Deposition Exhibit 12 was</p> <p>11 marked for identification and attached to the</p> <p>12 transcript.)</p> <p>13 BY MR. SHAFFER:</p> <p>14 Q Ms. Riggins, I've handed you what's</p> <p>15 been marked as Exhibit 12 in your deposition.</p> <p>16 It's a pleading in the Circuit Court for Prince</p> <p>17 George's County, Maryland, entitled Stipulation of</p> <p>18 Dismissal Without Prejudice.</p> <p>19 Take a look at that and let me know</p> <p>20 when you're finished.</p> <p>21 A (Witness reviews document.) Okay.</p> <p>22 Q Okay. Have you had a chance to look at</p> <p>23 that?</p> <p>24 A Yes.</p> <p>25 Q And if you flip over to the very last</p>	<p style="text-align: right;">Page 116</p> <p>1 right-hand side in the middle, handwritten,</p> <p>2 CAL17-22761 --</p> <p>3 A Uh-huh.</p> <p>4 Q Do you see that?</p> <p>5 A Yes.</p> <p>6 Q And then if you look at Riggins 12 and</p> <p>7 look at the top caption on the first page, it</p> <p>8 says, Monique Russell, et al., versus Dimensions</p> <p>9 Health Corp., et al., and the number is the same,</p> <p>10 CAL17-22761?</p> <p>11 A Correct.</p> <p>12 Q Okay. Looking at Riggins 7 and</p> <p>13 Riggins 12, as you sit here today, do you have an</p> <p>14 understanding of whether your case against</p> <p>15 Dimensions Health Care in Maryland has been</p> <p>16 dismissed?</p> <p>17 A Yes.</p> <p>18 Q It has; correct?</p> <p>19 A Correct.</p> <p>20 Q And how do you know that?</p> <p>21 A From the information.</p> <p>22 Q What information?</p> <p>23 MR. ZAJDEL: Objection to the extent</p> <p>24 you're asking questions about communications</p> <p>25 between attorney-client.</p>

<p style="text-align: right;">Page 117</p> <p>1 BY MR. SHAFFER:</p> <p>2 Q Well, here's what I'm trying to get at.</p> <p>3 I asked you a few moments ago if you knew whether</p> <p>4 the case was dismissed or not, and you said you</p> <p>5 didn't remember.</p> <p>6 We had that discussion --</p> <p>7 A Okay.</p> <p>8 Q -- do you recall that?</p> <p>9 A Yes.</p> <p>10 Q Okay. And now I've showed you these</p> <p>11 two documents including a stipulation of dismissal</p> <p>12 from 13 days ago.</p> <p>13 My question is: Do you now recall that</p> <p>14 your case has been dismissed against Dimensions</p> <p>15 Health Care?</p> <p>16 A Yes.</p> <p>17 Q And how long ago did you learn that</p> <p>18 your case against Dimensions Health Care had been</p> <p>19 dismissed?</p> <p>20 A My memory was refreshed today.</p> <p>21 Q Okay. Did you know that your case</p> <p>22 against Dimensions Health Care had been dismissed</p> <p>23 before September 3rd?</p> <p>24 A Yes. I don't recall. I'm sorry. I</p> <p>25 don't recall.</p>	<p style="text-align: right;">Page 119</p> <p>1 Care was responsible for what you say are your</p> <p>2 emotional injuries from Dr. Akoda, but yet you</p> <p>3 dismissed the case against them without getting</p> <p>4 any money; correct?</p> <p>5 A Correct.</p> <p>6 Q Why did you do that?</p> <p>7 MR. ZAJDEL: Objection.</p> <p>8 To the extent he's asking for</p> <p>9 communications between your attorneys and</p> <p>10 yourself.</p> <p>11 THE WITNESS: So what's the question?</p> <p>12 BY MR. SHAFFER:</p> <p>13 Q I don't want to know about your</p> <p>14 communication with your lawyers. I'm just asking</p> <p>15 you the question why did you agree to dismiss this</p> <p>16 case.</p> <p>17 Well, let me -- let me back up. Did</p> <p>18 you agree to dismiss the case?</p> <p>19 A Correct.</p> <p>20 Q Why did you agree?</p> <p>21 A Something I talked to my attorneys</p> <p>22 about.</p> <p>23 Q Did you agree to dismiss the case</p> <p>24 because statements you made in that litigation</p> <p>25 against Dimensions Health were not true?</p>
<p style="text-align: right;">Page 118</p> <p>1 Q Okay.</p> <p>2 A I don't recall the dates.</p> <p>3 Q But you are aware, as you sit here</p> <p>4 today, that sometime before today you were aware</p> <p>5 that your case had been dismissed?</p> <p>6 A Correct.</p> <p>7 Q Okay. And what are the terms on which</p> <p>8 you understand that dismissal occurred?</p> <p>9 A I'm sorry?</p> <p>10 Q Are you getting any money for</p> <p>11 dismissing the case?</p> <p>12 A No.</p> <p>13 Q Did you have to agree to pay any money</p> <p>14 to Dimensions Health Care as part of dismissing</p> <p>15 that case?</p> <p>16 A No.</p> <p>17 Q Did you have to agree whether the</p> <p>18 statute of limitations would or would not be</p> <p>19 impacted by your dismissal of the case?</p> <p>20 A No.</p> <p>21 Q Did you have any discussions with</p> <p>22 anyone besides your lawyers about dismissing that</p> <p>23 case?</p> <p>24 A No.</p> <p>25 Q Okay. You believed Dimensions Health</p>	<p style="text-align: right;">Page 120</p> <p>1 A No.</p> <p>2 Q Okay. You still believe everything you</p> <p>3 said in that case is true and correct to the best</p> <p>4 of your ability; right?</p> <p>5 A Correct.</p> <p>6 Q Let's take a look at -- at Riggins 7</p> <p>7 which is the class action complaint that was</p> <p>8 filed.</p> <p>9 A Okay.</p> <p>10 Q Actually, I'm going to give you an</p> <p>11 amended complaint that you filed in that case,</p> <p>12 just because that's the one I have marked up so it</p> <p>13 will be easier if we go through that one. I'm</p> <p>14 going to mark it as exhibit Riggins 13 and give</p> <p>15 you a copy.</p> <p>16 (Riggins Deposition Exhibit 13 was</p> <p>17 marked for identification and attached to the</p> <p>18 transcript.)</p> <p>19 BY MR. SHAFFER:</p> <p>20 Q And, Ms. Riggins, looking at what has</p> <p>21 been marked as Exhibit 13, do you recognize that</p> <p>22 as the first amended class action complaint that</p> <p>23 you filed in Prince George's County, Maryland,</p> <p>24 against Dimensions Health Corporation --</p> <p>25 A Yes.</p>

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<p>1 Q -- in December of 2017?</p> <p>2 A Yes.</p> <p>3 Q If we turn to page 3 of that document,</p> <p>4 paragraph 14, just at the bottom.</p> <p>5 A Okay.</p> <p>6 Q You state, Jasmine Riggins was a</p> <p>7 patient of Oluwafemi Charles Igberase between</p> <p>8 August 2012 and March 2013 at Dimensions, period.</p> <p>9 Jasmine Riggins knew Oluwafemi Charles Igberase as</p> <p>10 Akoda.</p> <p>11 Is that true to the best of your</p> <p>12 knowledge?</p> <p>13 A Yes.</p> <p>14 Q Turn to page 11, and look at</p> <p>15 paragraph 66 where you state, Between 2008 and</p> <p>16 2016, Akoda was an actual and/or apparent, duly</p> <p>17 authorized agent, servant and/or employee of</p> <p>18 Dimensions, holding a medical staff position</p> <p>19 and/or enjoying hospital privileges.</p> <p>20 Is that true and correct to the best of</p> <p>21 your knowledge?</p> <p>22 A Yes.</p> <p>23 Q I'm sorry?</p> <p>24 A Yes.</p> <p>25 Q Okay. Okay. Turn to the next page.</p>	<p>1 Dimensions knew or should have done to protect you</p> <p>2 from Dr. Akoda; correct?</p> <p>3 A Correct.</p> <p>4 Q And those are true and correct to the</p> <p>5 best of your knowledge?</p> <p>6 A Correct.</p> <p>7 Q Okay. And in paragraph 81, you state</p> <p>8 that Dimensions' negligence was the sole and</p> <p>9 proximate cause of the injuries, damages, and</p> <p>10 permanent disability of named plaintiffs and class</p> <p>11 members with named plaintiffs and class members</p> <p>12 being in no way contributorily negligent.</p> <p>13 Again, that's your statement and true</p> <p>14 and correct to the best of your knowledge?</p> <p>15 A Correct.</p> <p>16 Q Turning to page 16 of this document,</p> <p>17 you stated, Dimensions is liable and vicariously</p> <p>18 liable for Akoda's conduct.</p> <p>19 And you believe that to be true and</p> <p>20 correct to the best of your knowledge?</p> <p>21 A Correct.</p> <p>22 Q In paragraph 88 you say that</p> <p>23 Dimensions' negligence was the sole and proximate</p> <p>24 cause of the injuries, damages and permanent</p> <p>25 disability of named plaintiffs in the class, with</p>
Page 122	Page 124
<p>1 Actually, let's -- let's go back to paragraph 67</p> <p>2 where you state, Between 2008 and 2016, Dimensions</p> <p>3 was responsible to assure and maintain patient</p> <p>4 safety and privacy for members of the public who</p> <p>5 received treatment from its agents, servants</p> <p>6 and/or employees, such as physicians who were</p> <p>7 medical staff members and/or enjoyed hospital</p> <p>8 privileges, including specifically but not limited</p> <p>9 to Akoda.</p> <p>10 Again, true and correct to the best of</p> <p>11 your knowledge?</p> <p>12 A Yes.</p> <p>13 Q Okay. Paragraph 71 on the next page,</p> <p>14 you wrote, Dimensions knew or should have known,</p> <p>15 that Oluwafemi Charles Igberase had assumed a fake</p> <p>16 identity using the name Charles J. Akoda, M.D.;</p> <p>17 correct?</p> <p>18 A Correct.</p> <p>19 Q And that was true and correct to the</p> <p>20 best of your knowledge --</p> <p>21 A Correct.</p> <p>22 Q -- correct?</p> <p>23 Okay. If you look at paragraphs 72,</p> <p>24 73, 74, 75, 76, 77, 78, 79, 80, all of those</p> <p>25 statements relate to things that you believed</p>	<p>1 named plaintiffs in the class being in no way</p> <p>2 contributorily negligent.</p> <p>3 Correct?</p> <p>4 MR. ZAJDEL: Okay. Before you answer,</p> <p>5 what paragraph was --</p> <p>6 MR. SHAFFER: 88.</p> <p>7 MR. ZAJDEL: Okay. You can answer.</p> <p>8 BY MR. SHAFFER:</p> <p>9 Q I'm going to rephrase the question.</p> <p>10 In paragraph 88 you wrote that</p> <p>11 Dimensions' negligence was the sole and proximate</p> <p>12 cause of the injuries, damages and permanent</p> <p>13 disability of named plaintiffs in the class, with</p> <p>14 named plaintiffs in the class being in no way</p> <p>15 contributorily negligent.</p> <p>16 And you understand and believe that to</p> <p>17 be true and correct; right?</p> <p>18 A Correct.</p> <p>19 (Riggins Deposition Exhibit 14 was</p> <p>20 marked for identification and attached to the</p> <p>21 transcript.)</p> <p>22 BY MR. SHAFFER:</p> <p>23 Q I'm going to hand you what's been</p> <p>24 marked as Exhibit 14.</p> <p>25 Riggins 14 is a document again from the</p>

<p style="text-align: right;">Page 125</p> <p>1 matter of Monique Russell versus Dimensions Health 2 Corporation entitled Claimants' Certificate of 3 Merit. 4 Take a quick look at this if you would. 5 A (Witness reviews document.) 6 Q Ms. Riggins, this document is entitled 7 Claimants' Certificate of Merit, and the first 8 page is a certificate by a gentleman named Thomas 9 Bojko. 10 Do you see that? 11 A Yes. 12 Q I'm sorry. Just try to keep your voice 13 up. 14 A Yeah, it's a little cold in here. I'm 15 sorry. I'm just trying -- 16 Q That's okay. We'll try to get it 17 warmer. 18 Okay. Do you know who Mr. Bojko is? 19 A I do not. 20 Q Okay. Do you see in the second 21 paragraph that he says he has reviewed the 22 captioned Class Action Amended Statement of Claim, 23 a final decision and order of the Board of 24 Maryland Board of Physicians, Department of 25 Justice materials, proceedings of the criminal</p>	<p style="text-align: right;">Page 127</p> <p>1 Q Okay. Were you aware of these 2 certifications and statements by Mr. Bojko before 3 you dismissed your case against Dimensions Health 4 Corporation? 5 A No. 6 Q Okay. Turn to the third page of 7 Exhibit 14, which is a letter dated February 26th, 8 2018, to a Paul Vettori. 9 Do you know Mr. Vettori? 10 A Yes. 11 Q Who is he? 12 A He's an attorney. 13 Q Okay. Is he one of your attorneys in 14 the lawsuit in Maryland and in Philadelphia? 15 A Yes. 16 Q Okay. This is a letter to him from 17 Thomas Bojko, M.D., M.S., J.D., president and 18 managing partner of Aviva Healthcare Solutions. 19 And he writes to Mr. Vettori in the first 20 paragraph, This is to acknowledge that after a 21 review of materials involved in the 22 above-referenced case, I have concluded that there 23 have been violations of the applicable standards 24 of administrative care by Dimensions Health 25 Corporation d/b/a Prince George's Hospital Center,</p>
<p style="text-align: right;">Page 126</p> <p>1 case against Dr. Charles Akoda/Igberase and other 2 related materials regarding the above captioned 3 case? 4 A Yes. 5 Q Okay. Do you know whether or not 6 Mr. Bojko was hired by your lawyers to offer 7 opinions about Dimensions Health Corporation's 8 conduct? 9 A No. 10 Q Okay. Do you see in paragraph 3 of 11 Riggins 14 where Mr. Bojko certifies that there 12 have been violations of the applicable standards 13 of administrative care by Dimensions Health 14 Corporation and Dimensions Health Corporation 15 d/b/a Prince George's Hospital Center, 16 individually and through their duly authorized 17 agents, apparent agents, servants and/or 18 employees, including but not limited to Charles J. 19 Akoda/Oluwafemi Charles Igberase which have 20 directly and proximately resulted in damages, 21 injuries and permanent disability to the claimants 22 and others situated. 23 Do you understand what Mr. Bojko is 24 saying there? 25 A Not really.</p>	<p style="text-align: right;">Page 128</p> <p>1 individually and through their duly authorized 2 agents, apparent agents, servants and/or 3 employees, including but not limited to Charles J. 4 Akoda/Oluwafemi Charles Igberase ("Akoda"), which 5 have directly and proximately resulted in 6 injuries, damages and permanent disability to the 7 claimants and others similarly situated. 8 Do you see that? 9 A Yes. 10 Q Were you aware of Mr. Bojko's opinions 11 related to the activities of Dimensions Health 12 Corporation? 13 A No. 14 MR. ZAJDEL: Objection: asked and 15 answered. 16 BY MR. SHAFFER: 17 Q Okay. Look at the second paragraph of 18 this letter. Mr. Bojko states, It is my opinion 19 the defendants, Dimensions Health Corporation, 20 breached the applicable standards of 21 administrative care by negligently failing to use 22 required and reasonable care to investigate, 23 credential, grant privileges, monitor and 24 supervise their medical personnel, including but 25 not limited to, Akoda and to discover, stop and</p>

<p style="text-align: right;">Page 129</p> <p>1 report any professional misconduct of which they</p> <p>2 should have known.</p> <p>3 Do you agree with Mr. Bojko?</p> <p>4 A Yes.</p> <p>5 Q Okay. Next sentence he writes, As a</p> <p>6 direct and proximate result of the defendants'</p> <p>7 continuing negligence, the claimants, and others</p> <p>8 similarly situated, suffered physical pain,</p> <p>9 emotional anguish, and damages as well as personal</p> <p>10 disability.</p> <p>11 Do you agree with that?</p> <p>12 A Yes.</p> <p>13 Q Is that a yes?</p> <p>14 A Yes.</p> <p>15 Q Thank you.</p> <p>16 And then he writes, Had the defendants</p> <p>17 complied with the applicable standards of</p> <p>18 administrative care the claimants, and others</p> <p>19 similarly situated, would not have suffered their</p> <p>20 injuries, damages and permanent disability.</p> <p>21 Do you agree with that?</p> <p>22 MR. ZAJDEL: Objection: calls for a</p> <p>23 legal conclusion.</p> <p>24 You can answer.</p> <p>25 THE WITNESS: Yes.</p>	<p style="text-align: right;">Page 131</p> <p>1 A Correct.</p> <p>2 Q Okay. And my question is, if you come</p> <p>3 to trial in this matter, will you agree that</p> <p>4 because you don't have that information and</p> <p>5 anything your lawyers told you isn't something you</p> <p>6 know personally, that you're not going to come to</p> <p>7 trial and testify about things regarding ECFMG?</p> <p>8 MR. ZAJDEL: Objection. That's a</p> <p>9 decision that's going to be made by her attorneys,</p> <p>10 so I -- don't answer that question. I instruct</p> <p>11 the witness not to answer that question.</p> <p>12 MR. SHAFFER: On what grounds?</p> <p>13 MR. ZAJDEL: You're asking her about a</p> <p>14 decision that's to be made between her and her</p> <p>15 counsel. You're going to -- you -- you've</p> <p>16 propounded discovery. I'm sure we've listed who</p> <p>17 our witnesses are, or whatever the deadline date</p> <p>18 is for discovery closing we'll list who the</p> <p>19 witnesses are, and if her name is not there, she</p> <p>20 won't be testifying at trial. If her name is</p> <p>21 there, she'll be testifying at trial.</p> <p>22 MR. SHAFFER: And my question was a</p> <p>23 little -- it was a little more specific.</p> <p>24 BY MR. SHAFFER:</p> <p>25 Q I understand you may come testify at</p>
<p style="text-align: right;">Page 130</p> <p>1 BY MR. SHAFFER:</p> <p>2 Q Okay. Do you know who hired Dr. Akoda</p> <p>3 to work at Prince George's?</p> <p>4 A No.</p> <p>5 Q I just want to ask a question to make</p> <p>6 sure that we're on the same page. When we talked</p> <p>7 on Thursday, I think you told me that you did not</p> <p>8 have any information about ECFMG except what you</p> <p>9 may have been told by your lawyers; correct?</p> <p>10 A Correct.</p> <p>11 Q Okay. And is it fair for me to then</p> <p>12 assume that if this matter were to go to a trial,</p> <p>13 that you would not come to trial and expect to</p> <p>14 testify about ECFMG; is that fair?</p> <p>15 A Could you repeat your question? I'm</p> <p>16 sorry.</p> <p>17 Q Sure.</p> <p>18 You don't know anything about ECFMG</p> <p>19 today other than what your lawyers told you;</p> <p>20 right?</p> <p>21 A Correct.</p> <p>22 Q You don't have any firsthand knowledge,</p> <p>23 firsthand interactions, never spoke to anybody at</p> <p>24 ECFMG, never went to their Web site, never looked</p> <p>25 at any of their materials; correct?</p>	<p style="text-align: right;">Page 132</p> <p>1 trial. What I don't want to have happen is</p> <p>2 there's a situation where you come and you've</p> <p>3 looked at a whole bunch of documents and materials</p> <p>4 that you didn't look at before you came in here</p> <p>5 today.</p> <p>6 MR. SHAFFER: So that's my question.</p> <p>7 If the answer is the same, we'll take it up at the</p> <p>8 appropriate time.</p> <p>9 MR. ZAJDEL: Well, I'm still going to</p> <p>10 object to that question because I can't confirm or</p> <p>11 deny what Ms. Riggins will see or not see before</p> <p>12 the trial in preparing for a trial.</p> <p>13 But if what you're trying to find out</p> <p>14 is is she going to testify to her personal</p> <p>15 knowledge about ECFMG differently than what she</p> <p>16 testified to today, then I -- I believe that</p> <p>17 answer is not going to change. Her knowledge as</p> <p>18 of today was her knowledge as of today.</p> <p>19 MR. SHAFFER: Right.</p> <p>20 BY MR. SHAFFER:</p> <p>21 Q Again, in the interest of trying to</p> <p>22 move this along, take a look at Riggins 11 which</p> <p>23 has already been marked this morning.</p> <p>24 And these are Plaintiff Jasmine Riggins</p> <p>25 Responses to Defendants' Requests for Admissions</p>

<p style="text-align: right;">Page 133</p> <p>1 that you served on the defendants in the</p> <p>2 Dimensions Health Care Corporation case in</p> <p>3 Maryland, and I think Mr. Klayman asked you a</p> <p>4 question or two about this?</p> <p>5 A Yes.</p> <p>6 Q And my question is in responding to</p> <p>7 these requests for admissions, were you trying to</p> <p>8 be as truthful and as accurate as you could be in</p> <p>9 answering the questions that were asked?</p> <p>10 A Yes.</p> <p>11 Q And as you sit here today, do you</p> <p>12 believe that the answers that you gave in response</p> <p>13 to these requests for admissions back in the</p> <p>14 Dimensions Health Care case are still true and</p> <p>15 accurate to the best of your ability?</p> <p>16 A Yes.</p> <p>17 Q You don't want to change any of these</p> <p>18 answers today based on the dismissal of the</p> <p>19 Dimensions Health Care case; right?</p> <p>20 A No.</p> <p>21 Q Okay.</p> <p>22 MR. SHAFFER: Let's go off the record</p> <p>23 for a minute.</p> <p>24 THE VIDEOGRAPHER: Off the record at</p> <p>25 12:06.</p>	<p style="text-align: right;">Page 135</p> <p>1 was something you were not aware of prior to</p> <p>2 Thursday; correct?</p> <p>3 A Correct.</p> <p>4 Q Prior to Thursday, what you had been</p> <p>5 told or assumed was that that scarring had</p> <p>6 occurred during the second C-section because it</p> <p>7 was noted in your discussions with your third</p> <p>8 doctor; correct?</p> <p>9 A Correct.</p> <p>10 Q Okay. I think you also mentioned</p> <p>11 briefly on Thursday that following the birth of</p> <p>12 Messiah -- and it was a good birth; right? He was</p> <p>13 born healthy; correct?</p> <p>14 A Correct.</p> <p>15 Q -- that you have had some pain</p> <p>16 resulting after the birth; is that correct?</p> <p>17 A Correct.</p> <p>18 Q What -- what exactly were you</p> <p>19 describing there? What was the condition that you</p> <p>20 were describing?</p> <p>21 A The abdominal pains in my stomach.</p> <p>22 Q And do you think that that was the</p> <p>23 result of having had the C-section?</p> <p>24 A Yes.</p> <p>25 Q Okay. And have you had pain following</p>
<p style="text-align: right;">Page 134</p> <p>1 (Recess -- 12:06 p.m.)</p> <p>2 (After recess -- 12:14 p.m.)</p> <p>3 THE VIDEOGRAPHER: We are back on the</p> <p>4 record at 12:14.</p> <p>5 BY MR. SHAFFER:</p> <p>6 Q Ms. Riggins, we're almost done here. I</p> <p>7 have a few more questions for you. I want to make</p> <p>8 sure I cover a couple of things that we started to</p> <p>9 talk about on Thursday and didn't get to finish.</p> <p>10 I think we talked a little bit about</p> <p>11 the different doctors that you have seen in</p> <p>12 connection with your three children. There were</p> <p>13 three different doctors that you saw, one for each</p> <p>14 birth; correct?</p> <p>15 A Correct.</p> <p>16 Q And you had a C-section in connection</p> <p>17 with each of them; correct?</p> <p>18 A Correct.</p> <p>19 Q And I think we saw in the medical</p> <p>20 record that was prepared after your C-section</p> <p>21 involving Messiah reporting the existence of</p> <p>22 significant scarring at that time.</p> <p>23 Do you recall that?</p> <p>24 A Correct.</p> <p>25 Q And I think we talked about how that</p>	<p style="text-align: right;">Page 136</p> <p>1 each of the C-sections that you've had in your</p> <p>2 abdominal area?</p> <p>3 A No, not as bad, no.</p> <p>4 Q Okay. It might not have been as bad,</p> <p>5 but is it fair to say that C-section is a major</p> <p>6 surgery in your abdominal area?</p> <p>7 A Correct, but I was --</p> <p>8 Q Okay. Did you have abdominal pain</p> <p>9 after the first C-section?</p> <p>10 A Slight.</p> <p>11 Q And if you were experiencing pain as a</p> <p>12 result of the C-section, that's something that you</p> <p>13 would have reported to your doctors; correct?</p> <p>14 A I'm sorry?</p> <p>15 Q If you were experiencing pain --</p> <p>16 abdominal pain following the C-sections, that's</p> <p>17 something you would have reported to your doctors?</p> <p>18 A Correct.</p> <p>19 Q Okay. I saw somewhere in -- in the</p> <p>20 documents we've received reference to Charter</p> <p>21 Health Clinic.</p> <p>22 Do you know who that is?</p> <p>23 A Yes.</p> <p>24 Q Who is that?</p> <p>25 A It's the office -- doctor's office I</p>

<p style="text-align: right;">Page 137</p> <p>1 used to go to.</p> <p>2 Q Okay. When did you go there?</p> <p>3 A Years ago.</p> <p>4 Q Okay. What kind of doctor's office?</p> <p>5 A The same as Unity. It was actually</p> <p>6 Charter before it was Unity.</p> <p>7 Q Okay. So it was your general</p> <p>8 practitioner physician?</p> <p>9 A Correct.</p> <p>10 Q Okay. For what reasons would you go to</p> <p>11 Charter Health Clinic?</p> <p>12 A Regular checkups, if I was feeling ill.</p> <p>13 Q When was the last time you were there?</p> <p>14 A I don't recall.</p> <p>15 Q Do you know whether they still have any</p> <p>16 medical records from you?</p> <p>17 A I do not know that.</p> <p>18 Q Okay. And I apologize. I know you</p> <p>19 went over this, I think, with Mr. Klayman. But</p> <p>20 when we talked on Thursday, you had mentioned some</p> <p>21 communications with Monique Russell a month or so</p> <p>22 ago, and we talked about and made a request at the</p> <p>23 deposition that you bring those with you today.</p> <p>24 And you have not done that; correct?</p> <p>25 A Correct.</p>	<p style="text-align: right;">Page 139</p> <p>1 multiple names?</p> <p>2 A I'm sorry?</p> <p>3 Q Are you aware of whether or not ECFMG</p> <p>4 actually identified situations where Dr. Akoda had</p> <p>5 used different names?</p> <p>6 A Could you rephrase your question? I'm</p> <p>7 sorry.</p> <p>8 MR. SHAFFER: Can you read it back?</p> <p>9 (The Record was read as requested.)</p> <p>10 THE WITNESS: I'm not aware.</p> <p>11 MR. ZAJDEL: I'm sorry. I didn't hear</p> <p>12 that.</p> <p>13 MR. SHAFFER: She said, I think, I'm</p> <p>14 not aware.</p> <p>15 THE WITNESS: I -- no. Sorry.</p> <p>16 MR. ZAJDEL: Can -- are you answering</p> <p>17 the question no, you're not aware? I want to make</p> <p>18 sure --</p> <p>19 MR. SHAFFER: Yeah.</p> <p>20 MR. ZAJDEL: -- I understand. I'm not</p> <p>21 trying to be in the way.</p> <p>22 THE WITNESS: Right.</p> <p>23 So you're asking if I'm aware -- I'm</p> <p>24 sorry.</p> <p>25 MR. SHAFFER: That's all right.</p>
<p style="text-align: right;">Page 138</p> <p>1 Q And you have not looked for those;</p> <p>2 correct?</p> <p>3 A Correct.</p> <p>4 Q Why not?</p> <p>5 A I've had other things going on,</p> <p>6 unfortunately.</p> <p>7 Q Is that something that you are still</p> <p>8 willing to collect and provide to your attorneys</p> <p>9 to provide to us?</p> <p>10 A Yes.</p> <p>11 Q Okay. And just so I'm clear, the</p> <p>12 things that you think Dr. Akoda did that were</p> <p>13 wrong are what?</p> <p>14 A Performing on women, doing C-sections,</p> <p>15 looking at women's private parts, violating them,</p> <p>16 touching them, not being honest with them.</p> <p>17 Q And what is it that you think ECFMG</p> <p>18 should have done?</p> <p>19 A Paid attention to his credentials and</p> <p>20 actually paid attention to him being interviewed</p> <p>21 under two different names. Just be more careful</p> <p>22 about their job, pretty much. Be more careful</p> <p>23 about who they certify.</p> <p>24 Q And do you know whether or not they</p> <p>25 identified instances where Dr. Akoda had used</p>	<p style="text-align: right;">Page 140</p> <p>1 Let's --</p> <p>2 THE WITNESS: I'm --</p> <p>3 MR. SHAFFER: -- try --</p> <p>4 THE WITNESS: -- having --</p> <p>5 MR. SHAFFER: -- again.</p> <p>6 THE WITNESS: -- a hard time</p> <p>7 comprehending this question.</p> <p>8 MR. ZAJDEL: So you haven't answered</p> <p>9 the question yet?</p> <p>10 THE WITNESS: No.</p> <p>11 MR. ZAJDEL: Okay. I didn't know if</p> <p>12 she was answering your question or.</p> <p>13 MR. SHAFFER: I'm not sure either. So</p> <p>14 we're going to have --</p> <p>15 THE WITNESS: Sorry.</p> <p>16 MR. SHAFFER: -- the court reporter --</p> <p>17 that's okay. We're going to have the court</p> <p>18 reporter read it back and see if -- see if we can</p> <p>19 get there.</p> <p>20 (The Record was read as requested.)</p> <p>21 THE WITNESS: No. I'm sorry. I'm</p> <p>22 having a hard time comprehending that question.</p> <p>23 BY MR. SHAFFER:</p> <p>24 Q Well, let me -- let me ask it again</p> <p>25 because I don't want there to be any confusion</p>

<p style="text-align: right;">Page 141</p> <p>1 about it.</p> <p>2 You said ECFMG should be more careful;</p> <p>3 right?</p> <p>4 A Uh-huh.</p> <p>5 Q Those were your words?</p> <p>6 A Yes.</p> <p>7 Q All right. And my question, you said</p> <p>8 sort of -- strike that.</p> <p>9 And I guess my question was, do you</p> <p>10 know or would it make a difference in your mind if</p> <p>11 you were to learn that ECFMG actually did find</p> <p>12 situations where Dr. Akoda had tried to use</p> <p>13 different names?</p> <p>14 A Would it make a difference in my mind?</p> <p>15 I'm sorry.</p> <p>16 Q You don't know?</p> <p>17 A No.</p> <p>18 Q Would it make a difference in your mind</p> <p>19 if you were to learn that ECFMG had cooperated</p> <p>20 with the U.S. Attorney's Office and helped them</p> <p>21 build a case against Dr. Akoda?</p> <p>22 A Possibly, you know.</p> <p>23 Q Okay. And tell me again what you think</p> <p>24 Dimensions Health Care should have done to prevent</p> <p>25 Dr. Akoda from seeing you?</p>	<p style="text-align: right;">Page 143</p> <p>1 (Signature having not been waived, the</p> <p>2 Videotaped Deposition of JASMINE RIGGINS ended at</p> <p>3 12:26 p.m.)</p> <p>4</p> <p>5</p> <p>6</p> <p>7</p> <p>8</p> <p>9</p> <p>10</p> <p>11</p> <p>12</p> <p>13</p> <p>14</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>
<p style="text-align: right;">Page 142</p> <p>1 MR. ZAJDEL: Objection: asked and</p> <p>2 answered.</p> <p>3 You can answer.</p> <p>4 THE WITNESS: Okay. Just be more</p> <p>5 careful about who they allow to practice in their</p> <p>6 offices, hospitals; pay more attention; be more --</p> <p>7 take more pride in what they do, you know what I</p> <p>8 mean, like -- just being on top -- being more</p> <p>9 careful.</p> <p>10 MR. SHAFFER: Okay. I don't -- I don't</p> <p>11 have any more questions at this time. We reserve</p> <p>12 the right to -- to request Ms. Riggins in light</p> <p>13 of additional documents that might be produced or</p> <p>14 a change in her position regarding the information</p> <p>15 that she has not been able to speak to from</p> <p>16 personal knowledge here today, whether regarding</p> <p>17 ECFMG or something else.</p> <p>18 But subject to those comments, we'll</p> <p>19 adjourn the deposition.</p> <p>20 MR. ZAJDEL: Okay. I don't have any</p> <p>21 questions.</p> <p>22 THE VIDEOGRAPHER: If that is</p> <p>23 everything, we are off the record on</p> <p>24 September 16th, 2019, at 12:26.</p> <p>25</p>	<p style="text-align: right;">Page 144</p> <p>1 CERTIFICATE OF SHORTHAND REPORTER - NOTARY PUBLIC</p> <p>2 I, Dana C. Ryan, Registered Professional</p> <p>3 Reporter, Certified Realtime Reporter, the officer</p> <p>4 before whom the foregoing proceedings were taken</p> <p>5 do hereby certify that the foregoing transcript is</p> <p>6 a true and correct record to the best of my</p> <p>7 ability of the proceedings; that said proceedings</p> <p>8 were taken by me stenographically and thereafter</p> <p>9 reduced to typewriting under my supervision; and</p> <p>10 that I am neither counsel for, related to, nor</p> <p>11 employed by any of the parties to this case and</p> <p>12 have no interest, financial or otherwise, in its</p> <p>13 outcome.</p> <p>14 IN WITNESS WHEREOF, I have hereunto set</p> <p>15 my hand and affixed my notarial seal this 26th day</p> <p>16 of September 2019.</p> <p>17 My Commission expires:</p> <p>18 July 15, 2020</p> <p>19</p> <p>20</p> <p>21</p> <p>22 _____</p> <p>23 NOTARY PUBLIC IN AND FOR THE</p> <p>24 DISTRICT OF COLUMBIA</p> <p>25</p>

Page 145

1 ACKNOWLEDGMENT OF DEPONENT
2 I, Jasmine Riggins, do hereby
3 acknowledge that I have read and examined the
4 foregoing testimony, and the same is a true,
5 correct and complete transcription of the
6 testimony given by me and any corrections appear
7 on the attached Errata sheet signed by me.

8
9
10
11 _____
12 (DATE) (SIGNATURE)

13
14
15 CERTIFICATE OF NOTARY PUBLIC
16 Sworn and subscribed to before me this
17 _____ day of _____, _____
18
19
20 _____
21 NOTARY PUBLIC MY COMMISSION EXPIRES
22
23
24
25